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NOTE

Subject: MONTHLY SUMMARY OF COUNCIL ACTS - JULY and AUGUST 2017

This document lists the acts adopted by the Council in July and August 2017.^{1 2}

It provides information on the adoption of legislative acts, including:

- the date of adoption,
- the relevant Council session,
- the number of the document adopted,
- the Official Journal reference,
- applicable voting rules, voting results and, where appropriate, explanations of vote and statements published in the minutes of the Council.

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.

² In the case of legislative acts adopted in the ordinary legislative procedure, there may be a difference between the date of the Council's meeting where the legislative act is adopted and the actual date of the act in question, since legislative acts adopted in the ordinary legislative procedure are only considered to have been adopted after signature by both the President of the Council and the President of the European Parliament and the Secretaries-General of the two institutions.

This document also contains information on the adoption of non-legislative acts that the Council has decided to make public.

This document is also available on the Council's website at:

[Monthly summaries of Council acts \(acts\) - Consilium](#)

Documents listed in the summary may be obtained from the public register of Council documents at: [Documents and publications - Consilium](#)

It should be noted that this document is exclusively for information purposes - only Council minutes are authentic. These are available on the Council's website at: [Council Minutes - Consilium](#)

INFORMATION ON THE ACTS ADOPTED BY THE COUNCIL IN JULY AND AUGUST 2017

Adoption of legislative acts following the European Parliament's Second Reading (Strasbourg, 3 to 6 July 2017)

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law OJ L 198, 28.7.2017, p. 29–41	32/17 (10899/17)	Not applicable	Not applicable

Written procedures completed on 4 July 2017

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Decision (CFSP) 2017/1193 of 4 July 2017 amending Joint Action 2005/889/CFSP on establishing a European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah) OJ L 172, 5.7.2017, p. 12–12	10405/17
Council Decision (CFSP) 2017/1194 of 4 July 2017 amending Decision 2013/354/CFSP on the European Union Police Mission for the Palestinian Territories (EUPOL COPPS) OJ L 172, 5.7.2017, p. 13–13	10407/17
Decision (CFSP) 2017/1195 of 4 July 2017 amending Decision 2014/129/CFSP promoting the European network of independent non-proliferation think tanks in support of the implementation of the EU Strategy against Proliferation of Weapons of Mass Destruction OJ L 172, 5.7.2017, p. 14–15	10653/17
Council Decision (EU) 2017/1206 of 4 July 2017 on the financial contributions to be paid by Member States to finance the European Development Fund, including the second instalment for 2017 OJ L 173, 6.7.2017, p. 15–17	10426/17

Written procedure completed on 10 July 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (CFSP) 2017/1245 of 10 July 2017 implementing Decision 2013/255/CFSP concerning restrictive measures against Syria OJ L 178, 11.7.2017, p. 13–14	10586/17
Council Implementing Regulation (EU) 2017/1241 of 10 July 2017 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria OJ L 178, 11.7.2017, p. 1–3	10587/17
3555th meeting of the Council of the European Union (ECONOMIC AND FINANCIAL AFFAIRS) held in Brussels on 11 July 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Belgium and delivering a Council opinion on the 2017 Stability Programme of Belgium	9283/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Bulgaria and delivering a Council opinion on the 2017 Convergence Programme of Bulgaria	9284/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of the Czech Republic and delivering a Council opinion on the 2017 Convergence Programme of the Czech Republic	9289/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Denmark and delivering a Council opinion on the 2017 Convergence Programme of Denmark	9291/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Germany and delivering a Council opinion on the 2017 Stability Programme of Germany	9296/17

Recommendation for a Council Recommendation on the 2017 National Reform Programme of Estonia and delivering a Council opinion on the 2017 Stability Programme of Estonia	9292/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Ireland and delivering a Council opinion on the 2017 Stability Programme of Ireland	9298/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Spain and delivering a Council opinion on the 2017 Stability Programme of Spain	9313/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of France and delivering a Council opinion on the 2017 Stability Programme of France	9295/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Croatia and delivering a Council opinion on the 2017 Convergence Programme of Croatia	9286/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Italy and delivering a Council opinion on the 2017 Stability Programme of Italy	9300/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Cyprus and delivering a Council opinion on the 2017 Stability Programme of Cyprus	9287/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Latvia and delivering a Council opinion on the 2017 Stability Programme of Latvia	9302/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Lithuania and delivering a Council opinion on the 2017 Stability Programme of Lithuania	9303/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Luxembourg and delivering a Council opinion on the 2017 Stability Programme of Luxembourg	9304/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Hungary and delivering a Council opinion on the 2017 Convergence Programme of Hungary	9297/17

Recommendation for a Council Recommendation on the 2017 National Reform Programme of Malta and delivering a Council opinion on the 2017 Stability Programme of Malta	9305/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of the Netherlands and delivering a Council opinion on the 2017 Stability Programme of the Netherlands	9306/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Austria and delivering a Council opinion on the 2017 Stability Programme of Austria	9282/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Poland and delivering a Council opinion on the 2017 Convergence Programme of Poland	9307/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Portugal and delivering a Council opinion on the 2017 Stability Programme of Portugal	9308/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Romania and delivering a Council opinion on the 2017 Convergence Programme of Romania	9309/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Slovenia and delivering a Council opinion on the 2017 Stability Programme of Slovenia	9311/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Slovakia and delivering a Council opinion on the 2017 Stability Programme of Slovakia	9310/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Finland and delivering a Council opinion on the 2017 Stability Programme of Finland	9293/17
Recommendation for a Council Recommendation on the 2017 National Reform Programme of Sweden and delivering a Council opinion on the 2017 Convergence Programme of Sweden	9314/17

Recommendation for a Council Recommendation on the 2017 National Reform Programme of the United Kingdom and delivering a Council opinion on the 2017 Convergence Programme of the United Kingdom	9315/17
Decision (EU) 2017/1372 of the European Parliament and of the Council of 14 July 2017 on the mobilisation of the European Globalisation Adjustment Fund following an application from Spain - EGF/2017/001 ES/Castilla y León mining OJ L 193, 25.7.2017, p. 2–3	10402/17
Council Implementing Decision setting out recommendations addressing the deficiencies identified in the evaluation of Croatia in view of fulfilling the conditions necessary for the application of the Schengen acquis in the field of return	10563/17
Council Implementing Decision setting out recommendations addressing the deficiencies identified in the evaluation of Croatia in view of fulfilling the conditions necessary for the application of the Schengen acquis in the field of police cooperation	10093/17
Council Conclusions on European Court of Auditors' Special Report No 30/2016 on "The effectiveness of EU support to priority sectors in Honduras"	11205/17
Council Decision (EU) 2017/1247 of 11 July 2017 on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party OJ L 181, 12.7.2017, p. 1–3	13613/3/13 REV 3

<p>Council Decision (EU) 2017/1248 of 11 July 2017 on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party OJ L 181, 12.7.2017, p. 4–5</p>	14011/2/13 REV 2
<p>Council Decision (CFSP) 2017/1252 of 11 July 2017 in support of the strengthening of chemical safety and security in Ukraine in line with the implementation of United Nations Security Council Resolution 1540 (2004) on the non-proliferation of weapons of mass destruction and their means of delivery OJ L 179, 12.7.2017, p. 8–14</p>	7041/1/17 REV 1
<p>Council Decision (CFSP) 2017/1253 of 11 July 2017 amending Decision 2012/392/CFSP on the European Union CSDP mission in Niger (EUCAP Sahel Niger) OJ L 179, 12.7.2017, p. 15–15</p>	9950/17
<p>Council Decision on the conclusion of the Agreement between the European Union, Iceland, the Principality of Liechtenstein and the Kingdom of Norway on an EEA Financial Mechanism 2014-2021, the Agreement between the Kingdom of Norway and the European Union on a Norwegian Financial Mechanism for the period 2014-2021, the Additional Protocol to the Agreement between the European Economic Community and the Kingdom of Norway, and the Additional Protocol to the Agreement between the European Economic Community and Iceland</p>	6679/16
<p>Council Implementing Decision (EU) 2017/1332 of 11 July 2017 amending Implementing Decision 2014/170/EU establishing a list of non-cooperating third countries in fighting illegal, unreported and unregulated fishing, as regards the Union of the Comoros OJ L 185, 18.7.2017, p. 37–40</p>	10305/17

Council Implementing Decision (EU) 2017/1333 of 11 July 2017 amending Implementing Decision 2014/170/EU establishing a list of non-cooperating third countries in fighting illegal, unreported and unregulated fishing, as regards Saint Vincent and the Grenadines OJ L 185, 18.7.2017, p. 41–44	10307/17		
Council Decision (EU) 2017/1937 of 11 July 2017 on the signing, on behalf of the European Union, and provisional application of the Treaty establishing the Transport Community	10301/17		
Treaty establishing the Transport Community OJ L 278, 27.10.2017, p. 3	10303/17		
Council Conclusions on the Commission Communication on the mid-term review of the Capital Markets Union Action Plan	11170/17		
Council Conclusions on "Action plan to tackle non-performing loans in Europe"	11173/17		
3556th meeting of the Council of the European Union (AGRICULTURE AND FISHERIES) held in Brussels on 17 and 18 July 2017			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Decision (EU) 2017/1545 of the European Parliament and of the Council of 13 September 2017 amending Decision No 445/2014/EU establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 (Text with EEA relevance.) OJ L 237, 15.9.2017, p. 1–4	25/17	Qualified majority	All Member States in favour

<p>Directive (EU) 2017/1564 of the European Parliament and of the Council of 13 September 2017 on certain permitted uses of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print-disabled and amending Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society OJ L 242, 20.9.2017, p. 6–13</p>	<p>23/17</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>
<p>Statement by Latvia</p> <p>The Republic of Latvia draws attention that the legal term 'veic uzņēmējdarbību' used in the Latvian language version of the Regulation and the Directive describing the place of establishment of entities that are authorised or recognised by the Member States to provide education, instructional training, adaptive reading or information access to beneficiary persons on a non-profit basis, refers to entity, which 'carries out entrepreneurship/business activity'.</p> <p>Consequently, such a translation of the term is substantially different from the legal meaning of the term 'to be established' used in the English and other language versions of the Regulation and the Directive, and it is contrary to the non-profit nature of the entities to whom these legislative acts are addressed.</p> <p>The Republic of Latvia notes that inconsistent or incorrect usage of the legal term of such substantive importance leads to legal ambiguity and therefore creates the risk of disrupting legal parallelism amongst the language versions of the Regulation and the Directive. The term 'to be established' in analogous context appears in Article 49 of the Treaty on the Functioning of the European Union, where it is being translated into Latvian as 'izveidot'. The respective term 'izveidot' or its closest synonym 'dibināt', which was used in the initial Latvian language version of the European Commission's proposal for the Directive and the Regulation published on 14 September 2016, appropriately describes the act of being established covered by the Regulation and the Directive, and it does not conflict with the non-profit nature of the entities regulated by these legal acts.</p> <p>The Republic of Latvia intends to initiate the corrigendum procedure regarding the Regulation and the Directive in order to ensure consistent and correct use of terminology.</p>			

Regulation (EU) 2017/1563 of the European Parliament and of the Council of 13 September 2017 on the cross-border exchange between the Union and third countries of accessible format copies of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print-disabled OJ L 242, 20.9.2017, p. 1–5	24/17	Qualified majority	All Member States in favour
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Statement by Latvia

The Republic of Latvia draws attention that the legal term 'veic uzņēmējdarbību' used in the Latvian language version of the Regulation and the Directive describing the place of establishment of entities that are authorised or recognised by the Member States to provide education, instructional training, adaptive reading or information access to beneficiary persons on a non-profit basis, refers to entity, which 'carries out entrepreneurship/business activity'.

Consequently, such a translation of the term is substantially different from the legal meaning of the term 'to be established' used in the English and other language versions of the Regulation and the Directive, and it is contrary to the non-profit nature of the entities to whom these legislative acts are addressed.

The Republic of Latvia notes that inconsistent or incorrect usage of the legal term of such substantive importance leads to legal ambiguity and therefore creates the risk of disrupting legal parallelism amongst the language versions of the Regulation and the Directive. The term 'to be established' in analogous context appears in Article 49 of the Treaty on the Functioning of the European Union, where it is being translated into Latvian as 'izveidot'. The respective term 'izveidot' or its closest synonym 'dibināt', which was used in the initial Latvian language version of the European Commission's proposal for the Directive and the Regulation published on 14 September 2016, appropriately describes the act of being established covered by the Regulation and the Directive, and it does not conflict with the non-profit nature of the entities regulated by these legal acts.

The Republic of Latvia intends to initiate the corrigendum procedure regarding the Regulation and the Directive in order to ensure consistent and correct use of terminology.

Decision (EU) 2017/1565 of the European Parliament and of the Council of 13 September 2017 on providing macro-financial assistance to the Republic of Moldova OJ L 242, 20.9.2017, p. 14–21	27/17	Qualified majority	All Member States in favour
<p>Joint statement by the European Parliament, the Council and the Commission</p> <p>In light of the initiatives related to the changes of the electoral system in the Republic of Moldova, the European Parliament, the Council and the Commission underline that a pre-condition for granting macro-financial assistance is that the beneficiary country respects effective democratic mechanisms, including a multi-party parliamentary system and the rule of law and guarantees respect for human rights. The Commission and the European External Action Service shall monitor the fulfilment of this pre-condition throughout the lifecycle of the macro-financial assistance and will thereby pay utmost attention to the consideration by the authorities of the Republic of Moldova of the recommendations of relevant international partners (especially the Venice Commission and the OSCE/ODIHR).</p>			
Regulation (EU) 2017/1566 of the European Parliament and of the Council of 13 September 2017 on the introduction of temporary autonomous trade measures for Ukraine supplementing the trade concessions available under the Association Agreement OJ L 254, 30.9.2017, p. 1–10	33/17	Qualified majority	All Member States in favour; except for: Abstention: LV, PL
<p>Statement by the Commission</p> <p>The Commission notes that should it be impossible to implement the suspension of preferential arrangements before full utilisation of the annual zero-tariff rate quotas for agricultural products, the Commission shall endeavour proposing a reduction or suspension of these concessions in the following years.</p>			

NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision (EU) 2017/1541 of 17 July 2017 on the conclusion, on behalf of the European Union, of the Kigali Amendment to the Montreal Protocol on substances that deplete the ozone layer OJ L 236, 14.9.2017, p. 1–2	7725/17
Council Decision (EU) 2017/1757 of 17 July 2017 on the acceptance on behalf of the European Union of an Amendment to the 1999 Protocol to the 1979 Convention on Long-Range Transboundary Air Pollution to Abate Acidification, Eutrophication and Ground-Level Ozone OJ L 248, 27.9.2017, p. 3–75	7524/17
<p>Statement by Denmark</p> <p>Transboundary air pollution is a problem that affects us all and has great socio-economic consequences. Denmark has over the last 40 years had a strong focus on the reduction of air pollution. Denmark is fully committed to improving air quality across the European Union and in that regard Denmark supports the purpose of the revised Gothenburg Protocol.</p> <p>The Danish agricultural sector is governed by a very comprehensive national environmental legislation that includes use of advanced technologies. Denmark has at an early point initiated important efforts to reduce ammonia emissions from the agricultural sector.</p> <p>Furthermore, for many years Denmark had higher requirements for the reduction of ammonia than many other Member States. Danish agriculture has thus consistently over the years delivered higher reductions than other Member States.</p> <p>Against this background Denmark finds that the Gothenburg Protocol reduction target for Denmark on ammonia on 24 % by 2020 compared to 2005 is highly unfair. In regards to ammonia, Denmark must reduce disproportionately more than our neighbours. This is the reason why Denmark in 2016 voted against the adoption of the National Emission Ceilings Directive containing the same reduction target.</p> <p>Denmark believes that EU ratification of protocols and conventions should be based on fair burden-sharing in the EU. This is not the case for the reduction targets for especially ammonia.</p> <p>Consequently, Denmark will vote against the Council Decision on the acceptance of the revised Gothenburg Protocol on behalf of the Union.</p> <p>However, Denmark intends to remain loyal to the EU ambition in this regard and Denmark therefore intends to accept the protocol on behalf of Denmark.</p>	

<p>Council Decision (EU) 2017/1346 of 17 July 2017 on the position to be adopted, on behalf of the European Union, at the sixth session of the Meeting of the Parties to the Aarhus Convention as regards compliance case ACCC/C/2008/32 OJ L 186, 19.7.2017, p. 15–16</p>	<p>11150/17</p>
<p>Statement by the Commission</p> <p>The Commission is fully committed to the principles and objectives of the Aarhus Convention, which guarantees, amongst others, access to justice in environmental matters. However, it regrets that the Council has not followed its Proposal for a Council Decision on the position to be adopted, on behalf of the European Union, at the sixth session of the Meeting of the Parties to the Aarhus Convention regarding compliance case ACCC/C/2008/32, namely to reject in this specific case the findings by the Aarhus Convention Compliance Committee which challenge the system of judicial protection under EU law.</p> <p>Whilst the Commission's concerns were acknowledged by the Council, it agreed unanimously to amend the proposal.</p> <p>The Commission will present the agreed position on behalf of the European Union at the Meeting of the Parties in Budva, Montenegro, in September 2017.</p> <p>The Commission understands that, should the amendments proposed by the Union not be accepted by the Meeting of the Parties to the Aarhus Convention, the Union would vote against the decision of the Meeting of the Parties.</p> <p>This is without prejudice to the Commission's right of initiative in accordance with the Treaty.</p>	
<p>Decision (EU) 2017/1600 of the European Parliament and of the Council of 13 September 2017 on the mobilisation of the European Globalisation Adjustment Fund following an application from Finland - EGF/2017/002 FI/Microsoft 2 OJ L 245, 23.9.2017, p. 5–6</p>	<p>10789/17</p>
<p>Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Malta on the application of the Schengen acquis in the field of police cooperation</p>	<p>10804/17</p>

Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Malta on the application of the Schengen acquis in the field of return	10807/17
Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Malta on the application of the Schengen acquis in the field of the common visa policy	10809/17
Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Malta on the application of the Schengen acquis in the field of management of the external border	10811/17
Council Decision (EU) 2017/1391 of 17 July 2017 on the position to be adopted, on behalf of the European Union, within the Sanitary and Phytosanitary Management Sub-Committee established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards the modification of Annex V to that Agreement OJ L 195, 27.7.2017, p. 13–35	10304/17
Council Decision (EU) 2017/1364 of 17 July 2017 on the position to be adopted on behalf of the European Union within the EU-Republic of Moldova Association Council as regards the amendment of Annex XXVI to the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part OJ L 191, 22.7.2017, p. 3–6	10547/17
Council Decision (EU) 2017/1363 of 17 July 2017 on the signing, on behalf of the European Union, of the Agreement in the form of an Exchange of Letters between the European Union and New Zealand pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union OJ L 191, 22.7.2017, p. 1–2	10672/17

3557th meeting of the Council of the European Union (FOREIGN AFFAIRS) held in Brussels on 17 July 2017

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Decision (CFSP) 2017/1338 of 17 July 2017 amending Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya OJ L 185, 18.7.2017, p. 49–50	10418/17
Council Regulation (EU) 2017/1325 of 17 July 2017 amending Regulation (EU) 2016/44 concerning restrictive measures in view of the situation in Libya OJ L 185, 18.7.2017, p. 16–18	10420/17
Council Decision (CFSP) 2017/1339 of 17 July 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 185, 18.7.2017, p. 51–54	10517/17
Council Decision (CFSP) 2017/1340 of 17 July 2017 amending Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo OJ L 185, 18.7.2017, p. 55–55	10836/17
Council Regulation (EU) 2017/1326 of 17 July 2017 amending Regulation (EC) No 1183/2005 imposing certain specific restrictive measures directed against persons acting in violation of the arms embargo with regard to the Democratic Republic of the Congo OJ L 185, 18.7.2017, p. 19–19	10841/17
Council Implementing Decision (CFSP) 2017/1341 of 17 July 2017 implementing Decision 2013/255/CFSP concerning restrictive measures against Syria OJ L 185, 18.7.2017, p. 56–59	11014/17

<p>Council Implementing Regulation (EU) 2017/1327 of 17 July 2017 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria OJ L 185, 18.7.2017, p. 20–23</p>	<p>11017/17</p>
<p>Council Decision (CFSP) 2017/1342 of 17 July 2017 amending and extending Decision 2013/233/CFSP on the European Union Integrated Border Management Assistance Mission in Libya (EUBAM Libya) OJ L 185, 18.7.2017, p. 60–62</p>	<p>11050/17</p>
<p>Statement by the Commission</p> <p>In light of the rules of the Treaties, a CFSP decision cannot be used as a means to confer power on the Council to enact a derogation from the procurement rules defined in the Financial Regulation given that such power is attributed to the Commission. Moreover, any derogation from the rules on participation in the procurement procedures of the mission cannot be of generic and unlimited nature and must be duly justified in each specific case.</p> <p>The Commission considers that the derogating provisions on procurement in the CFSP Decision can only be interpreted as a purely enabling clause. The Commission continues to exercise its competences in the implementation of the budget of the mission as stemming from the Treaties and in accordance with the rules and procedures of the Financial Regulation.</p>	
<p>Council Decision (EU) 2017/1388 of 17 July 2017 on the conclusion of the Framework Agreement between the European Union and Kosovo (This designation is without prejudice to positions on status, and is in line with UNSCR 1244(1999) and the ICJ Opinion on the Kosovo declaration of independence.) on the general principles for the participation of Kosovo in Union programmes OJ L 195, 27.7.2017, p. 1–2</p>	<p>13391/16</p>

Statement by the United Kingdom

The UK considers that Protocol 21 to the Treaties on the position of the UK and Ireland in respect of the area of freedom, security and justice is engaged in the proposals for the Council Decision on the conclusion of the Framework Agreements between the European Union and Kosovo on the general principles for the participation of Kosovo in Union programmes, to the extent that the Decision relates to the aforementioned state's participation in the Fiscalis 2020 action programme (Regulation 1286/2013) and Customs 2020 action programme (Regulation 1294/2013).

Furthermore, the UK considers the Council Decision to be an exercise of the EU's external competence in relation to the various sectoral policies pursued by the underlying programmes. Therefore the substantive legal bases for the underlying programmes should have been cited as the legal bases for the proposed Decision on conclusion. Where the programmes have justice and home affairs content, the proposed Council Decision should cite the relevant legal bases from Title V of Part Three TFEU.

Framework Agreement between the European Union and Kosovo (This designation is without prejudice to positions on status, and is in line with UNSCR 1244(1999) and the ICJ Opinion on the Kosovo declaration of independence.) on the general principles for the participation of Kosovo in Union programmes OJ L 195, 27.7.2017, p. 3–8	13393/17
Council Conclusions on addressing the risk of famine	11334/17
Council Conclusions on Pakistan	11160/17
Council Decision (EU) 2017/1435 of 17 July 2017 on the position to be taken on behalf of the European Union within the Association Council established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part, with regard to the adoption of the EU-Republic of Moldova Association Agenda OJ L 205, 8.8.2017, p. 68–69	9913/17
Council Conclusions on Democratic People's Republic of Korea	11273/17
Council Conclusions on Libya	11155/17

Written procedures completed on 25 July 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Regulation (EU) 2017/1398 of 25 July 2017 amending Regulation (EU) 2017/127 as regards certain fishing opportunities OJ L 199, 29.7.2017, p. 2–7	11278/17
Council Decision (CFSP) 2017/1386 of 25 July 2017 amending Decision 2014/145/CFSP concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine OJ L 194, 26.7.2017, p. 63–64	10952/17
Council Implementing Regulation (EU) 2017/1374 of 25 July 2017 implementing Regulation (EU) No 269/2014 concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine OJ L 194, 26.7.2017, p. 1–3	10953/17
Written procedure completed on 4 August 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision (CFSP) 2017/1418 of 4 August 2017 amending Decision 2014/145/CFSP concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine OJ L 203I, 4.8.2017, p. 5–8	11489/17
Council Implementing Regulation (EU) 2017/1417 of 4 August 2017 implementing Regulation (EU) No 269/2014 concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine OJ L 203I, 4.8.2017, p. 1–4	11492/17

Written procedures completed on 10 August 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (CFSP) 2017/1458 of 10 August 2017 implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya OJ L 208, 11.8.2017, p. 36–37	11605/17
Council Implementing Decision (CFSP) 2017/1459 of 10 August 2017 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 208, 11.8.2017, p. 38–41	11631/17
Written procedure completed on 24 August 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Decision (CFSP) 2017/1504 of 24 August 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 221, 26.8.2017, p. 22–24	11660/17
Regulation (EU) 2017/1501 of 24 August 2017 amending Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 221, 26.8.2017, p. 1–3	11662/17

Written procedure completed on 30 August 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision (CFSP) 2017/1512 of 30 August 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 224, 31.8.2017, p. 118–121	9803/16
Regulation (EU) 2017/1509 of 30 August 2017 concerning restrictive measures against the Democratic People's Republic of Korea and repealing Regulation (EC) No 329/2007 OJ L 224, 31.8.2017, p. 1–109	10482/1/17 REV 1
<p>Statement by the Commission</p> <p>The Commission notes that the Council has reserved implementing powers for itself "in view of the specific threat to international peace and security posed by the situation in North Korea and in order to ensure consistency with the process for amending and reviewing the Annexes I, II, III, IV and V to Council Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea". With reference to Article 291(2) of the Treaty, the Commission maintains its view that it would have been more appropriate to confer implementing powers upon the Commission. In Case C-440/14 P, National Iranian Oil Company ('NIOC') v Council and Commission, the Court of Justice confirmed that implementing powers may be attributed to the Council in "duly justified specific cases." The Commission considers, therefore, that the 'NIOC' case cannot be considered a precedent for all arrangements on implementing powers in respect of Council regulations imposing restrictive measures. Further, given that the concept of 'implementation' comprises the application of rules to specific cases by means of acts of individual application, it is imperative that the implementing authority is able to guarantee compliance with all the procedural safeguards such individuals are entitled to.</p>	