



Brussels, 14 November 2018
(OR. en)

14186/18
CRS CRP 37

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

31 October 2018

I. Adoption of the agenda

13656/1/18 REV 1 OJ CRP2 37
13647/18 OJ CRP1 37

The Committee adopted the agenda.

II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

III. Discussion items

COREPER (PART 2)

General Affairs

2. Meeting of the Council (General Affairs) on 12 November 2018: Preparation

- a) Legislative programming - Commission's Work
Programme 2019
Presentation by the Commission

13590/18 + ADD 1

The Committee prepared this item for the Council.

- b) Subsidiarity Package
Presentation by the Commission

13544/18 + ADD 1

The Committee prepared this item for the Council.

- c) Rule of Law in Poland / Article 7(1) TEU Reasoned
Proposal
State of play

The Committee prepared this item for the Council.

- d) Values of the Union - Hungary / Article 7(1) TEU
Reasoned Proposal
State of play

The Committee prepared this item for the Council.

- e) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency.

3. Relations with the EP (October II 2018)
Debriefing

The Committee took note of the information provided by the Presidency.

4. Multiannual Financial Framework 2021-2027
Information from the Presidency

The Committee took note of the information provided by the Presidency.

Economic and Financial Affairs

5. Meeting of the Council (Economic and Financial Affairs) on
6 November 2018: Preparation

- a) Digital services tax
Directive on a tax on revenues from certain digital
services
Policy debate

13525/18 + COR 1

The Committee prepared this item for the Council.

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| b) | (poss.) Regulation on minimum loss coverage for non-performing exposures | 13569/18 |
| | <i>General approach</i> | 13570/18 |

The Committee reached agreement on a mandate for negotiations with the EP and agreed to remove this item from the agenda of the Council.

Statement by Sweden

"Sweden is of the view that it is crucial to work towards preventing the build-up of future non-performing loans. We therefore support the proposal for a backstop for non-performing exposures.

It is however important that financial regulation ensures that banks do not issue large volumes of loans with a high risk of becoming non-performing, and that banks have sufficient capital to absorb losses from non-performing exposures. Furthermore, it is essential that the regulatory framework ensures that loans that become non-performing do not pose risks to financial stability and that a reasonable degree of consumer protection is ensured.

Finally, we should not contribute to a substantial growth of secondary markets for non-performing loans, since these may constitute new and potentially greater risks for financial stability. Focus should rather be on preventing the build-up of new non-performing loans."

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| c) | European Court of Auditors' annual report on the implementation of the budget of the European Union for the financial year 2017 |
| | <i>Presentation</i> |

The Committee prepared this item for the Council.

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| d) | Conclusions on EU Statistics | 13526/18 |
| | <i>Adoption</i> | 13530/18 |

The Committee approved the draft conclusions and agreed to forward them to the Council in view of adoption.

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| e) | Conclusions on climate finance for the COP24 | 13528/18 |
| | <i>Adoption</i> | |

The Committee approved the draft conclusions and agreed to forward them to the Council in view of adoption.

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| f) | Follow-up to the G20 and IMF meetings in Bali | 13540/18 |
| | <i>Information from the Presidency and the Commission</i> | |

The Committee prepared this item for the Council.

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| g) | Other items in connection with the Council meeting |
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The Committee took note of the information provided by the Presidency.

Foreign Affairs

6. Meeting of the Council (Foreign Affairs) on
19-20 November 2018: Agenda

The Committee took note of the main items on the agenda of the Council.

7. 7th EU-South Africa Summit (Brussels, 15 November 2018)
State of play

The Committee took note of the state of play and agreed to revert to this item at its next session.

General Affairs

8. EU relations with Switzerland
State of play
Information from the Commission

The Committee took note of the information provided by the Commission.

COREPER (PART 1)

Agriculture and Fisheries

34. Meeting of the Council (Agriculture and Fisheries) on 19 and (poss.) 20 November 2018:
Agenda
(For the items in the remit of the Permanent Representatives Committee)

The Committee agreed on the provisional agenda for the forthcoming Council meeting.

Fisheries

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| 35. ICCAT Annual Meeting (Dubrovnik, 12-19 November 2018) | 13477/18 + COR 1 |
| <i>Establishment of the EU position</i> | 13357/18 |
| | 13653/18 |

The Committee established the EU position for the ICCAT Annual meeting.

Statement by Spain

"Spain is committed to the sustainable exploitation of tropical tuna, being the main Member State interested in these fisheries. The decisions to be adopted at the next annual meeting of ICCAT will be crucial for the conservation of the above-mentioned species in the future, and for the Atlantic Ocean. We regret that the proposal submitted by the Commission is only based on the protection of the bigeye tuna, not taking into account that the proposal for ban FADs will have an irreparable effect on yellowfin tuna, as it goes against the precaution principle and the ecosystem approach, ignoring further proposal from Spain for a total ban of the activity, which meets these principles as a guide of the good fisheries management. In this sense, we expect the Commission to assume its responsibilities when scientific advice intended for yellowfin tuna in the 2019 shows a greater decline for this stock due to the unfounded and counterproductive effect for the environmental, economic and social sustainability of this measure."

Statement by Italy

"Italy is committed to a sustainable exploitation of bluefin tuna in the Mediterranean, being one of the most relevant Member State interested in these fisheries. The decisions to be adopted at the next annual meeting of ICCAT will be crucial for the entire sector. We would like to underline that Italy has already paid enormous sacrifices during the recent past years, especially in terms of purse-seiners fleet. We, therefore, regret that the proposal submitted by the Commission undermines any margin of flexibility to negotiate in the ICCAT framework a sustainable increase of the fishing capacity for the next years. The ICCAT Scientific Committee (2018 SCRS REPORT), on the basis of the positive outcomes on the Bluefin tuna stock, has recommended to move from the current Recovery Plan to a Management Plan, maintaining adequate control measure, but without any specific advice related to the fishing capacity. However a sustainable increase of fishing capacity for purse-seiners would be in line with the fishing opportunities already established.

The EU position during ICCAT meeting will be particularly conservative on this subject with a potential counterproductive impact at socio-economic level. In our view, this position could generate also a critical discrepancy between the international framework and the EU legislation in force."

Internal Market and Industry

36. Directive on copyright in the Digital Single Market
Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 25 October 2018.

Telecommunications

37. Regulation on the Cybersecurity Act
Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 23 October 2018.

Environment

38. Directive on single-use plastics 13495/18
Preparation for the trilogue

The Committee agreed on a mandate for the forthcoming trilogue.

Employment and Social Policy

39. Directive on the accessibility requirements for products and services 13432/18
Preparation for the trilogue

The Committee agreed to revert on this item.

40. Regulation on Eurofound 13339/18
Analysis of the Presidency compromise text

The Committee mandated the Presidency to finalise the negotiations.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

Trilogues

The Committee took note of the information provided by the Presidency.

Action Plan on disinformation

The Committee took note of the request of one delegation for further information regarding the handling of this item.

"I" items approved**COREPER (PART 2)****Institutional Affairs****Appointments**

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| 9. | A member (LU) of the European Economic and Social Committee
<i>Adoption</i> | 13287/18
13286/18
CES |
| 10. | Two members and five alternate members (PT) of the Committee of the Regions
<i>Adoption</i> | 13335/18
13334/18
CDR |
| 11. | An alternate member (NL) of the Committee of the Regions
<i>Adoption</i> | 13408/18
13407/18
CDR |

Economic and Financial Affairs

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| 12. | Council Decision approving the external auditors of the Lietuvos bankas
<i>Adoption</i> | 13066/18
13067/18
UEM |
| 13. | New Italian 2 Euro Commemorative Coin | 12857/18
UEM |
| 14. | Decision on the mobilisation of the European Globalisation Adjustment Fund (EGF/2018/003 EL/Attica Publishing)
<i>Adoption</i> | 13196/18
FIN |
| 15. | Transfer No DEC 28/2018 (Section III - Commission)
<i>Approval</i> | 13197/18
FIN |
| 16. | Directive on extending period of application of optional reverse charge mechanism and of quick reaction mechanism (VAT)
<i>Adoption</i> | 13021/18
12033/1/18 REV 1
FISC |
| 17. | Directive as regards rates of VAT on E-publications
<i>Adoption</i> | 13022/18
12657/18
FISC |

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| 18. | Council Implementing Decision on a VAT derogation for Slovenia as regards continuing to exempt from VAT taxable persons whose annual turnover is no higher than EUR 50 000
<i>Adoption</i> | 13173/18
12984/18
FISC |
| 19. | De-listing of a jurisdiction from the EU list of non-cooperative jurisdictions for tax purposes
<i>Adoption</i> | 13352/18
FISC |

General Affairs

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| 20. | EP Resolutions and decisions (October II 2018) | 13364/1/18 REV 1
PE-RE |
| 24. | Cyber Diplomacy Toolbox - Common Messages
<i>Approval</i> | 13580/18 R-UE
CYBER |

Justice and Home Affairs

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| 21. | Regulation amending Regulation (EC) No 862/2007 on statistics on migration and international protection
<i>Mandate for negotiations with the European Parliament</i> | 13412/18
JAI |
| 22. | Schengen evaluation Recommendation - Spain External Border
<i>Adoption</i> | 13549/18
13548/18
SCH-EVAL |
| 23. | Schengen Evaluation Recommendation - Switzerland External Border
<i>Adoption</i> | 13551/18
13550/18
SCH-EVAL |

Foreign Affairs

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| 25. | EU-Canada Joint Ministerial Committee meeting (Montréal, 6 November 2018)
<i>State of play of preparations</i> | 13534/18
COTRA |
| 26. | EU as Permanent Observer in the Pacific Community
<i>Approval</i> | 13168/18
COASI |
| 27. | EU-Japan - Exchange of letters on cooperation in the field of food additives
<i>Endorsement</i> | 13546/18
WTO |

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| 28. | 14th EU-Uzbekistan Cooperation Council: EU position
<i>Approval</i> | 13519/18
COEST |
| 29. | 7th EU-Tajikistan Cooperation Council: EU position
<i>Approval</i> | 13520/18
COEST |
| 30. | 10th Albania SA Council - EU Common Position
<i>Establishment of the EU position</i> | 13579/18
COWEB |
| 31. | PSC Decision EUAM Ukraine/1/2018: Extension of the
mandate of the Head of Mission
<i>Decision to publish in the Official Journal</i> | 13562/18
12758/18
PSC DEC |
| 32. | EU HEX-ML 18 (PACE) EXINST
<i>Endorsement</i> | 13577/18
IPCR |

EU positions for international negotiations

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| 33. | Council Decision on the EU position in the Joint Committee
established by the EU-Australia Framework Agreement in
relation to the Rules of Procedure of the Joint Committee
<i>Adoption</i> | 13521/18
12606/18
COASI |
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COREPER (PART 1)

EU positions for international negotiations

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| 41. | Council Decision on the EU position on UNECE
(November 2018)
<i>Adoption</i> | 13101/18
13073/18
ECO |
| 42. | Council Decision on the Union position regarding draft CESNI
standards on professional qualifications
<i>Adoption</i> | 12523/18
12349/18
12437/18
TRANS |
| 43. | Council Decision on the Union position regarding draft CESNI
standards on technical requirements
<i>Adoption</i> | 13490/18
13269/18
13285/18
TRANS |

Internal Market and Industry

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| 44. | Regulation on the apportionment of tariff rate quotas after UK
withdrawal from the EU
<i>Mandate for negotiations with the European Parliament</i> | 13507/18
13505/18
UD |
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Transport

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| 45. | Council Decision on the conclusion of the Treaty establishing
the Transport Community
<i>Request for the consent of the European Parliament</i> | 13516/18
13111/18 |
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Delegated or Implementing Acts

Environment

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| 46. | Commission Decision of XXX establishing the EU Ecolabel
criteria for graphic paper and the EU Ecolabel criteria for tissue
paper and tissue products
<i>Decision not to oppose adoption</i> | 13384/18
12061/18
+ ADD 1-2
ENV |
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