



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 21 December 2005 (09.01)
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NOTE

Subject : MONTHLY SUMMARY OF COUNCIL ACTS
 NOVEMBER 2005

This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in November 2005. This is accompanied by statements in the minutes which may be released to the public (**Annex II**). The summary also mentions any votes against and abstentions, explanations of vote, and the voting rules applicable;
- in **Annex III**, a list of the other acts¹ adopted by the Council in November 2005, with a reference, where appropriate, to voting results, explanations of vote and statements which the Council has decided to make public.

This document is also available via the Internet ("<http://ue.eu.int>"); see under Documents, then "Summary of Council Acts".

It should be noted that only the minutes concerning the definitive adoption of legislative acts are authentic. Extracts from the minutes in question may also be obtained from the Transparency Department ("transparency@consilium.eu.int").

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.

NOVEMBER 2005			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/VOTING EXPLANATIONS AND VOTING RULES
2688th Council meeting (Economic and Financial Affairs) on 8 November 2005 Council Decision on the equivalence of checks on practices for the maintenance of varieties carried out in certain third countries and amending Decision 2003/17/EC	11300/05 + COR 1 + COR 2 + REV 1 (en) + REV 1 COR 1 (en) + REV 1 COR 2 (en)		Qualified majority
2689th Council meeting (Education, Youth and Culture) on 14 and 15 November 2005 Council Regulation amending Regulation (EC) No 297/95 on fees payable to the European Medicines Agency	13167/05 + COR 1 (hu) + REV 1 (es)		Qualified majority
Directive of the European Parliament and of the Council correcting Directive 2004/18/EC on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts	PE-CONS 3655/1/05 REV 1 + COR 1 (hu) + COR 2 (hu)		Qualified majority

NOVEMBER 2005			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/VOTING EXPLANATIONS AND VOTING RULES
2690th Council meeting (General Affairs and External Relations) on 21 November 2005			
Council Decision on the exchange of information extracted from the criminal record	7385/05 + COR 1 (fi) + REV 1 (lt) + REV 2 (cs) + REV 3 (sk) + REV 4 (sv) + REV 5 (lv) + REV 6 (nl) + REV 6 COR 1 (nl)		Unanimity
Council Regulation amending Regulation (EC) No 27/2005, as concerns herring, Greenland halibut and octopus	13644/05 + COR 1 (fi) + COR 2 (lv)		Qualified majority
Council Regulation on access to Community external assistance	12719/05	128/05	Qualified majority
Regulation of the European Parliament and of the Council on access to Community external assistance	PE-CONS 3642/05	129/05	Qualified majority

NOVEMBER 2005			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/VOTING EXPLANATIONS AND VOTING RULES
2692nd Council meeting (Agriculture and Fisheries) on 22, 23 and 24 November 2005 Council Regulation amending Regulations (EEC) No 2759/75, (EEC) No 2771/75, (EEC) No 2777/75, (EC) No 1254/1999, (EC) No 1255/1999 and (EC) N 2529/2001 as regards exceptional market support measures Council Regulation concerning the common organisation of the market in hops and repealing Regulations (EEC) No 1696/71, (EEC) No 1037/72, (EEC) No 879/73 and (EEC) No 1981/82 Council Regulation on the common organisation of the market in seeds and repealing Regulations (EEC) No 2358/71 and (EEC) No 1674/72 Directive of the European Parliament and of the Council amending for the twenty-second time Council Directive 76/769/EEC on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and preparations (phthalates in toys and childcare articles)	14025/05 + COR 1 (en) 13301/05 + COR 1 13470/05 PE-CONS 3645/05	130/05	DK, PT against EL, PL abstention Qualified majority Qualified majority Qualified majority Qualified majority

STATEMENT 128/05

Joint Council/Commission statement on international debate on further untying of aid

"Development Assistance Committee of the OECD

There are ongoing discussions in the OECD context on the need to extend the scope of the existing DAC Recommendations on the untying of aid to Least Developed Countries, in particular regarding the further untying of food aid and/or the extension of the access of beneficiary countries, as defined in Part I (Developing Countries and Territories) and Part II (Countries and Territories in Transition) of the DAC list of aid recipients.

The Council and the Commission recall the conclusions adopted by the GAERC of 24 May 2005 that stated "*The EU will support ongoing debate at the international level on further untying of aid beyond the OECD/DAC Recommendations*".

World Trade Organisation

The content of this regulation is fully coherent with the EU current negotiation mandate within the WTO that calls for a complete untying of food aid and food aid transport. Should this be, such agreement would be quickly translated in this regulation."

STATEMENT 129/05

Joint Council/Commission statement on international debate on further untying of aid

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STATEMENT 130/05

Statement by the Commission

"The Court of Justice has constantly held that, where a common organisation of the market exists in a given sector, the Member States are under an obligation to refrain from taking any measures which might undermine or create exceptions to it. As regards the poultrymeat sector, in its judgment of 22 May 2003 in Case C-355/00 *Freskot* the Court examined the compatibility with Community law of a quasi-fiscal charge levied on agricultural producers to finance a compulsory insurance scheme intended to protect agricultural holdings against natural risks and identified some factors indicating when such charges do not create distortions of competition.

It emerges from this Court ruling that such quasi-fiscal charges are compatible with the Treaty and the common organisation of the markets in question provided that they do not undermine the aims and objectives of the CMO, and, in particular, provided that they do not constitute an obstacle to intra-Community trade in the products covered by the CMO in question. It is therefore for the Member States, in accordance with their obligation to cooperate pursuant to Article 10 of the Treaty, to ensure that measures introducing quasi-fiscal charges do not have such effects."

NOVEMBER 2005	
OTHER ACTS	Votes made public
2686th Council meeting (General Affairs and External Relations) on 7 November 2005 Council Joint Action amending the mandate of the European Union Special Representative for Moldova 13058/05 + COR 1 (fi) Council Decision extending and amending Decision 1999/730/CFSP with a view to a European Union Contribution to combating the destabilising accumulation and spread of small arms and light weapons in Cambodia 13031/05 Council Decision concerning the conclusion of the Agreement between the European Community and the Republic of Albania on the readmission of persons residing without authorisation 12361/05 2688th Council meeting (Economic and Financial Affairs) on 8 November 2005 Council Regulation extending the partial suspension of the definitive anti-dumping duties imposed by Regulation (EC) No 258/2005 on imports of certain seamless pipes and tubes of iron or non-alloy steel originating in Croatia and Ukraine 13473/05 Council Regulation imposing a definitive anti-dumping duty on imports of steel ropes and cables originating in the People's Republic of China, India, South Africa and Ukraine following an expiry review pursuant to Article 11(2) of Regulation (EC) No 384/96 13468/05 + REV 1 (lt)	DK, NL, LV against SE abstention

NOVEMBER 2005	
OTHER ACTS	Votes made public
Council Decision on the signing and provisional application of the Agreement between the European Community and the Republic of Lebanon on certain aspects of air services 11627/05 + COR 1 (de) + COR 2 (lv) + COR 3 + REV 1 (pl) + ADD 1 (en) Council Decision on the signing and provisional application of the Agreement between the European Community and the government of Georgia on certain aspects of air services 11626/05 + COR 1 + COR 2 + COR 3 + COR 4 + REV 1 (pl) + REV 1 COR 1 (pl) + ADD 1 (en) Council Decision on the signing and provisional application of the Agreement between the European Community and the Republic of Azerbaijan on certain aspects of air services 11631/05 + COR 1 (fi) + COR 2 (el) + COR 3 + COR 4 (lt) + COR 5 (hu) + COR 6 (de) + COR 7 + REV 1 (pl) + REV 1 COR 1 (pl) + ADD 1 (en) Council Decision on the signing and provisional application of the Agreement between the European Community and the Republic of Croatia on certain aspects of air services 11630/05 + COR 1 + REV 1 (pl) + ADD 1 (en) Council decision on the signing and provisional application of the Agreement between the European Community and the Republic of Bulgaria on certain aspects of air services 11628/05 + COR 1 (sv) + COR 2 + REV 1 (pl) + ADD 1 (en)	

NOVEMBER 2005	
OTHER ACTS	Votes made public
2689th Council meeting (Education, Youth and Culture) on 14 and 15 November 2005	
Council Recommendation on priority actions to increase cooperation in the field of archives in Europe 13255/05 + REV 1 (es)	
Council Decision on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the United States of America on matters related to trade in wine 13608/05 + COR 1 (en) + COR 2 (en)	PT abstention
Council Decision concerning the conclusion of the International Agreement on Olive Oil and Table Olives, 2005 13132/05 + COR 1 (fi) + REV 1 (lt)	
Council Regulation imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of certain stainless steel fasteners and parts thereof originating in the People's Republic of China, Indonesia, Taiwan, Thailand and Vietnam and terminating the proceeding on imports of certain stainless steel fasteners and parts thereof originating in Malaysia and the Philippines 13476/05 + COR 1 (lt)	NL, FI, SE against HU, LV, MT, SI abstention
Council Regulation amending Regulation (EEC) No 3068/92 imposing a definitive anti-dumping duty on imports of potassium chloride originating in Belarus, Russia or Ukraine 13479/05 + REV 1 (en) + REV 2 (pt)	
Council Regulation terminating the partial interim review of the anti-dumping measures applicable to imports of bicycles originating in the People's Republic of China 13482/05	NL against
Council Regulation amending Regulation (EC) No 2007/2000 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's Stabilisation and Association process 13318/05	

NOVEMBER 2005	
OTHER ACTS	Votes made public
Council Decision concerning the conclusion of an Agreement between the European Union and the Swiss Confederation on the participation of the Swiss Confederation in the European Union Monitoring Mission in Aceh (Indonesia) (Aceh Monitoring Mission – AMM) 12929/05 Council Common Position concerning the temporary reception by Member States of the European Union of certain Palestinians 13331/05 Uzbekistan • Council Common Position concerning restrictive measures against Uzbekistan 10910/05 + ADD 1 REV 1 • Council Regulation imposing certain restrictive measures in respect of Uzbekistan 13294/05 Council Joint Action on the European Union Police Mission for the Palestinian Territories (EUPOL COPPS) 13696/05 Council Joint Action amending the mandate of the European Union Special Representative for the Middle East peace process 13526/05 Common Position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on a Community Air Traffic Controller Licence 10724/05 + COR 1 + REV 1 (fi) + ADD 1 + ADD 1 COR 1, 13457/05 + ADD 1 Council Decision on the European Capital of Culture event for the year 2009 13410/05 Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on mobilising the brainpower of Europe: enabling higher education to make its full contribution to the Lisbon Strategy 12638/05	

NOVEMBER 2005	
OTHER ACTS	Votes made public
Conclusions of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on the role of the development of skills and competences in taking forward the Lisbon goals 13032/05 + REV 1 (hu) Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on addressing the concerns of young people in Europe – implementing the European Pact for Youth and promoting active citizenship 13150/05 2690th Council meeting (General Affairs and External Relations) on 21 November 2005 Council Decision amending Decision 2004/658/CFSP on the financial provisions applicable to the general budget of the European Defence Agency 13712/05 + COR 1 (fi) Council Decision concerning the conclusion of the Agreement between the European Union and Canada establishing a framework for the participation of Canada in the European Union crisis management operations 10620/05, 14030/05 + ADD 1 REV 1 COUNCIL DECISION implementing Joint Action 2005/557/CFSP on the European Union civilian-military supporting action to the African Union mission in the Darfur region of Sudan 13954/05 Council Decision implementing Joint Action 2005/556/CFSP appointing a Special Representative of the European Union for Sudan 13528/05	

NOVEMBER 2005	
OTHER ACTS	Votes made public
• Council Joint Action extending and amending the mandate of the European Union Monitoring Mission (EUMM) 13875/05 + COR 1 (nl) • Council Decision extending the mandate of the Head of Mission of the European Union Monitoring Mission (EUMM) 13877/05 Council Regulation amending Regulation (EC) No 382/2001 concerning the implementation of projects promoting cooperation and commercial relations between the European Union and the industrialised countries of North America, the Far East and Australasia 13572/05 Council Joint Action amending and extending Joint Action 2004/847/CFSP on the European Union Police Mission in Kinshasa (DRC) regarding the Integrated Police Unit (EUPOL "KINSHASA") 13774/05 Council Decision on the conclusion of a Protocol amending the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, on a tariff quota for the imports of sugar and sugar products originating in the former Yugoslav Republic of Macedonia into the Community 13061/05 Council Decision concerning the conclusion of the Agreement between the European Union and the Republic of Iceland on security procedures for the exchange of classified information 9292/05	

NOVEMBER 2005	
OTHER ACTS	Votes made public
2692nd Council meeting (Agriculture and Fisheries) on 22, 23 and 24 November 2005 Council Regulation amending Regulation (EC) No 527/2003 authorising the offer and delivery for direct human consumption of certain wines imported from Argentina which may have undergone oenological processes not provided for in Regulation (EC) No 1493/1999 12974/05 Council Decision establishing the Community position in respect of the prolongation of the International Sugar Agreement, 1992 12972/05 2693rd Council meeting (Economic and Financial Affairs / Budget) on 24 November 2005 Council Joint Action amending the mandate of the European Union Special Representative in Bosnia and Herzegovina 13815/05 Council Joint Action on the European Union Police Mission (EUPM) in Bosnia and Herzegovina (BiH) 13711/05 Council Joint Action on the establishment of an EU Police Advisory Team (EUPAT) in the Former Yugoslav Republic of Macedonia (fYROM) 14432/1/05 REV 1	

NOVEMBER 2005	
OTHER ACTS	Votes made public
2694th Council meeting (COMPETITIVENESS: Internal Market, Industry and Research) on 28 and 29 November 2005	
Council Decision on the signature of the Agreement between the European Community and Ukraine on certain aspects of air services 14170/05 + ADD 1 Council Decision implementing Common Position 2005/440/CFSP concerning restrictive measures against the Democratic Republic of Congo 14096/05 Council Decision for the destruction of small arms and light weapons (SALW) and their ammunition in Ukraine 13787/05 • Council Common Position updating Common Position 2001/931/CFSP on the application of specific measures to combat terrorism and repealing Common Position 2005/725/CFSP 14132/05 + REV 1 (pt) • Council Decision implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Decision 2005/722/EC 14133/05 Council Regulation on the tariff rates for bananas 14441/05	DE, EE, LV against MT, PL, SK, SE abstention
