



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 24 February 2005 (07.03)  
(OR. fr)**

**16383/1/04  
REV 1**

**PUBLIC 11**

**REVISED NOTE**

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Subject : MONTHLY SUMMARY OF COUNCIL ACTS  
DECEMBER 2004

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This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in December 2004. 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 acts <sup>1</sup> adopted by the Council in December 2004, 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 "Transparency", 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](mailto:transparency@consilium.eu.int)").

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<sup>1</sup> 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.

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                           |                          |                |                                            |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                             | TEXTS ADOPTED            | STATEMENTS     | VOTES/VOTING EXPLANATIONS AND VOTING RULES |
| <b>2626th Council meeting (Justice and Home Affairs) on 2 December 2004</b>                                                                                                                                                                                                                                                                                             |                          |                |                                            |
| Council Regulation amending Regulation (EC) No 2201/2003 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, repealing Regulation (EC) No 1347/2000, as regards treaties with the Holy See                                                                                      | 13739/04                 |                | Qualified majority                         |
| Council Decision establishing the European Refugee Fund for the period 2005-2010                                                                                                                                                                                                                                                                                        | 13086/04<br>+ COR 1 (nl) | 176/04, 177/04 | Unanimity                                  |
| Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 975/1999 laying down the requirements for the implementation of development cooperation operations which contribute to the general objective of developing and consolidating democracy and the rule of law and to that of respecting human rights and fundamental freedoms | PE-CONS 3683/04          | 178/04         | Qualified majority                         |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                          |                       |                                                                                       |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | TEXTS ADOPTED                                                                                                                                                                            | STATEMENTS            | VOTES/VOTING<br>EXPLANATIONS AND<br>VOTING RULES                                      |
| <p>Directive of the European Parliament and of the Council on the harmonisation of transparency requirements in relation to information about issuers whose securities are admitted to trading on a regulated market and amending Directive 2001/34/EC</p> <p><b>2627th Council meeting (Employment, Social Policy, Health and Consumer Affairs) on 6 and 7 December 2004</b></p> <p>Council Regulation fixing for the 2005 fishing year the guide prices and Community producer prices for certain fishery products pursuant to Regulation (EC) No 104/2000</p> <p>Council Regulation concerning medals and tokens similar to euro coins</p> <p>Council Regulation extending to the non-participating Member States the application of Regulation (EC) No .../2004 concerning medals and tokens similar to euro coins</p> | <p>PE-CONS 3680/04<br/>+ COR 1 (de)<br/>+ REV 1 (sl)<br/>+ REV 2 (lt)<br/>+ REV 3 (lv)</p> <p>14743/04<br/>+ REV 1 (lv)</p> <p>12043/04<br/>+ COR 1<br/>+ COR 2 (et)</p> <p>12375/04</p> | <p>179/04, 180/04</p> | <p>Qualified majority</p> <p>Qualified majority</p> <p>Unanimity</p> <p>Unanimity</p> |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                          |            |                                                                                                                                                              |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | TEXTS ADOPTED                                                                                                                                                                            | STATEMENTS | VOTES/VOTING EXPLANATIONS AND VOTING RULES                                                                                                                   |
| <b>2628th Council meeting (Economic and Financial Affairs) on 7 December 2004</b><br><br>Council Decision amending Article 3 of Decision 98/198/EC authorising the United Kingdom to extend application of a measure derogating from Articles 6 and 17 of the Sixth Council Directive (77/388/EEC) on the harmonisation of the laws of the Member States relating to turnover taxes<br><br>Council Decision amending Decision 2001/865/EC authorising the Kingdom of Spain to apply a measure derogating from Article 11 of the Sixth Council Directive (77/388/EEC) on the harmonisation of the laws of the Member States relating to turnover taxes<br><br>Council Decision amending Decision 2000/746/EC authorising the French Republic to apply a measure derogating from Article 11 of the Sixth Council Directive (77/388/EEC) on the harmonisation of the laws of the Member States relating to turnover taxes<br><br>Council Decision authorising the French Republic and the Italian Republic to apply a measure derogating from Article 3(1) of the Sixth Council Directive (77/388/EEC) on the harmonisation of the laws of the Member States relating to turnover taxes | 14593/04<br><br><br><br><br><br><br><br><br><br>14592/04<br><br><br><br><br><br><br><br><br><br>14595/04<br>+ COR 1 (lt)<br><br><br><br><br><br><br><br><br><br>14591/04<br>+ REV 1 (lt) |            | Unanimity<br><br><br><br><br><br><br><br><br><br>Unanimity<br><br><br><br><br><br><br><br><br><br>Unanimity<br><br><br><br><br><br><br><br><br><br>Unanimity |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                   |               |                                                                     |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | TEXTS ADOPTED                                                                                     | STATEMENTS    | VOTES/VOTING EXPLANATIONS AND VOTING RULES                          |
| <p><b>2630th Council meeting (General Affairs and External Relations) on 13 December 2004</b></p> <p>Council Decision authorising the Republic of Austria to apply a measure derogating from Article 17 of the Sixth Directive (77/388/EEC) on the harmonisation of the laws of the Member States relating to turnover taxes</p> <p>Council Regulation on standards for security features and biometrics in passports and travel documents issued by Member States</p> <p>Council Regulation on the requirement for the competent authorities of the Member States to stamp systematically the travel documents of third-country nationals when they cross the external borders of the Member States and amending the provisions of the Convention implementing the Schengen agreement and the common manual to this end</p> <p>Council Decision amending Decision 2002/463/EC adopting an action programme for administrative cooperation in the fields of external borders, visas, asylum and immigration (ARGO programme)</p> | <p>14816/04<br/>+ REV 1 (lt)</p> <p>15152/04</p> <p>14709/04<br/>+ REV 1 (lt)</p> <p>15166/04</p> | <p>181/04</p> | <p>Unanimity</p> <p>Unanimity</p> <p>Unanimity</p> <p>Unanimity</p> |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                          |                                   |                                            |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                 | TEXTS ADOPTED                                                                                                                                                            | STATEMENTS                        | VOTES/VOTING EXPLANATIONS AND VOTING RULES |
| Council Directive on the conditions of admission of third-country nationals for the purposes of studies, pupil exchange, unremunerated training or voluntary service                                                                                                                                                        | 14535/04<br>+ COR 1 (fi)                                                                                                                                                 |                                   | Unanimity                                  |
| Council Directive implementing the principle of equal treatment between men and women in the access to and supply of goods and services (Article 13)                                                                                                                                                                        | 14438/04<br>+ COR 1 (en)<br>+ COR 2 (pt)<br>+ COR 3 (el)<br>+ COR 5 (lt)<br>+ COR 6 (et)<br>+ COR 7 (pl)<br>+ COR 8 (lt)<br>+ REV 1 (cz)<br>+ REV 2 (sl)<br>+ REV 3 (fi) | 182/04, 183/04, 184/04,<br>185/04 | Unanimity                                  |
| Regulation of the European Parliament and of the Council on Community statistics concerning balance of payments, international trade in services and foreign direct investment<br><i>(The Council adopted the above Regulation on 28 June 2004 when the text was available in only eleven language versions (10426/04))</i> | PE-CONS 3679/04                                                                                                                                                          |                                   | Qualified majority                         |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                          |                                                |                                                                                                                               |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | TEXTS ADOPTED                                                                                            | STATEMENTS                                     | VOTES/VOTING<br>EXPLANATIONS AND<br>VOTING RULES                                                                              |
| <b>2632nd Council meeting (Environment) on<br/>20 December 2004</b><br><br>Council Decision amending Decision 1999/847/EC as regards the extension of the Community action programme in the field of civil protection<br><br>Council Regulation amending Regulation (EC) No 2340/2002 and Regulation (EC) No 2347/2002 as concerns fishing opportunities for deep-sea species for the Member States which acceded in 2004<br><br><b>2633rd Council meeting (Agriculture and Fisheries)<br/>on 21 and 22 December 2004</b><br><br>Council Regulation amending Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and Regulation (EC) No 1788/2003 establishing a levy in the milk and milk products sector<br><br>Council Regulation amending Regulation (EC) No 1257/1999 on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) | 15276/04<br>+ REV 1 (sv)<br><br>15233/04<br>+ REV 1 (lt)<br><br><br><br>14409/04<br><br><br><br>14414/04 | <br><br>186/04, 187/04<br><br><br><br><br><br> | Unanimity<br><br>PL, UK, EE, LT abstentions<br>Qualified majority<br><br><br><br>Qualified majority<br><br>Qualified majority |

| DECEMBER 2004                                                                                                                                                                                                          |                                                   |                |                                                             |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                            | TEXTS ADOPTED                                     | STATEMENTS     | VOTES/VOTING<br>EXPLANATIONS AND<br>VOTING RULES            |
| Council Regulation on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97                                                | 15103/3/04 REV 3                                  | 188/04, 189/04 | BE/DE/LU/SE abstentions<br>DK against<br>Qualified majority |
| Council Directive amending Directives 66/401/EEC, 66/402/EEC, 2002/54/EC, 2002/55/EC and 2002/57/EC as regards examinations carried out under official supervision and equivalence of seed produced in third countries | 14688/04<br>+ COR 1 (en)<br>+ COR 2 (hu)          |                | Qualified majority                                          |
| Council Regulation amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products                             | 15395/04<br>+ COR 1 (sv)<br>+ COR 2 (hu)          |                | Qualified majority                                          |
| Council Regulation laying down rules for the monitoring of trade between the Community and third countries in drug precursors                                                                                          | 15231/04<br>+ COR 1 REV 1 (da)<br>+ COR 2 (fr,hu) | 190/04         | Qualified majority                                          |
| Council Regulation amending Regulation (EC) No 1255/96 temporarily suspending the autonomous Common Customs Tariff duties on certain industrial, agricultural and fishery products                                     | 15396/04<br>+ REV 1 (sv)                          | 191/04         | Qualified majority                                          |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                       |            |                                            |
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| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                                                                                         | TEXTS ADOPTED                                                                         | STATEMENTS | VOTES/VOTING EXPLANATIONS AND VOTING RULES |
| Regulation of the European Parliament and of the Council laying down requirements for feed hygiene                                                                                                                                                                                                                                                                                                                                  | PE-CONS 3677/04<br>+ COR 1<br>+ COR 2 (fi)<br>+ COR 3 (nl)<br>+ COR 4<br>+ REV 1 (de) |            | Qualified majority                         |
| Regulation of the European Parliament and of the Council amending Regulation (EC) No 2130/2001 on operations to aid uprooted people in Asian and Latin American developing countries                                                                                                                                                                                                                                                | PE-CONS 3686/04                                                                       |            | Qualified majority                         |
| Council Regulation amending Regulation (EC, Euratom) No 2728/94 establishing a Guarantee Fund for external actions                                                                                                                                                                                                                                                                                                                  | 15572/04                                                                              |            | Unanimity                                  |
| Council Decision amending Decision 2000/24/EC to take into account the enlargement of the European Union and the European Neighbourhood policy                                                                                                                                                                                                                                                                                      | 16191/04<br>+ REV 1 (en)                                                              | 192/04     | Qualified majority                         |
| Council Regulation amending Regulation (EC) No 976/1999 laying down the requirements for the implementation of Community operations, other than those of development cooperation, which, within the framework of Community cooperation policy, contribute to the general objective of developing and consolidating democracy and the rule of law and to that of respecting human rights and fundamental freedoms in third countries | 15745/04                                                                              | 193/04     | Qualified majority                         |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                        |                                                  |                                                                                                                                                                                                                                                                   |                                                       |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------|
| DEFINITIVE LEGISLATIVE ACTS                                                                                                                                                                                                                                                                                                                                          | TEXTS ADOPTED                                    | STATEMENTS                                                                                                                                                                                                                                                        | VOTES/VOTING<br>EXPLANATIONS AND<br>VOTING RULES      |
| Directive of the European Parliament and of the Council amending Council Directives 73/239/EEC, 85/611/EEC, 91/675/EEC, 92/49/EEC, 93/6/EEC and 94/19/EC and Directives 98/78/EC, 2000/12/EC, 2001/34/EC, 2002/83/EC and 2002/87/EC of the European Parliament and of the Council, in order to establish a new financial services committee organisational structure | PE-CONS 3681/2/04<br>REV 2<br>+ REV 2 COR 1 (lt) |                                                                                                                                                                                                                                                                   | Qualified majority                                    |
| Council Decision providing for certain areas covered by Title IV of Part Three of the Treaty establishing the European Community to be governed by the procedure laid down in Article 251 of that Treaty                                                                                                                                                             | 15226/04                                         | 194/04, 195/04                                                                                                                                                                                                                                                    | Unanimity                                             |
| Council Decision on tackling vehicle crime with cross-border implications                                                                                                                                                                                                                                                                                            | 15687/04<br>+ COR 1 (en)<br>+ COR 2 (en)         | 196/04, 197/04, 198/04                                                                                                                                                                                                                                            | Unanimity                                             |
| Council Regulation fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required                                                                                                                  | 15238/04<br>+ COR 1 (en)<br>+ COR 2              | 199/04, 200/04, 201/04,<br>202/04, 203/04, 204/04,<br>205/04, 206/04, 207/04,<br>208/04, 209/04, 210/04,<br>211/04, 212/04, 213/04,<br>214/04, 215/04, 216/04,<br>217/04, 218/04, 219/04,<br>220/04, 221/04, 222/04,<br>223/04, 224/04, 225/04,<br>226/04, 227/04 | EL/LV abstentions<br>LT against<br>Qualified majority |

| <b>DECEMBER 2004</b>                                                                                                                 |                      |                        |                                                           |
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| <b>DEFINITIVE LEGISLATIVE ACTS</b>                                                                                                   | <b>TEXTS ADOPTED</b> | <b>STATEMENTS</b>      | <b>VOTES/VOTING<br/>EXPLANATIONS AND<br/>VOTING RULES</b> |
| Council Regulation fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deep-sea fish stocks | 15391/04             | 228/04, 229/04, 230/04 | LT against<br>Qualified majority                          |

**STATEMENT 176/04****Re Article 3**

"The Council and the Commission recall the Council conclusions of 2 November 2004 on improving access to durable solutions. The Council, taking into account the outcome of these deliberations with regard to resettlement, invites the Commission to present a proposal for a modification of the European Refugee Fund within a year.

Meanwhile, national programmes requesting funding from the European Refugee Fund which include resettlement aspects can only be accepted if they relate to groups of persons under international protection as defined by the instruments of the EU."

**STATEMENT 177/04****Re Article 4**

"Belgium states that it will allocate the funds available from the European Refugee Fund to new actions in order to enable the European process for the harmonisation of asylum systems, which is currently under way, to improve the quality of reception, integration and return of target groups.

Belgium considers that the target groups which were eligible to benefit from assistance from the first European Refugee Fund will continue to be eligible for support from the second European Refugee Fund, more specifically with regard to actions relating to asylum seekers, integration and employment initiatives."

## **STATEMENT 178/04**

### **Statement by the Council and the Commission re Article 1(1)**

"The Council and the Commission note and will take account of the fact that Article 1(1) of this Regulation, amending Article 2(2)(h) of Council Regulation No 975/1999, in no way prejudices the position that the European Union might adopt regarding the establishment of groupings of democratic countries within the United Nations system, specialised agencies or regional organisations."

## **STATEMENT 179/04**

### **Statement regarding Article 7 and recital 17**

"The Council notes that the current rules on the law applicable to non-contractual obligations need to be examined further with regard to corporate liability in the situations covered by Article 6 of Directive 2003/71/EC and Article 7 of the present Directive."

## **STATEMENT 180/04**

### **Statement by the Spanish and United Kingdom delegations**

"The United Kingdom and Spanish delegations consider that, without prejudice to Article 24 of this Directive, in case of designation of a Gibraltar authority, the arrangements agreed between both countries relative to Gibraltar authorities in the context of EU and EC instruments and related treaties (7998/00) shall apply."

## **STATEMENT 181/04**

### **Unilateral United Kingdom statement**

"The United Kingdom recalls that, under the Protocols on the position of the United Kingdom and Ireland and on integrating the Schengen acquis into the framework of the European Union, it has the right to take part in the adoption of this measure. It regrets that it has been denied that right.

The adoption of this measure is without prejudice to the United Kingdom's legal position, and its right to take such legal steps in accordance with that position as it considers necessary."

## **STATEMENT 182/04**

### **Joint Council and Commission statement re Articles 4 and 6**

"Concerning Article 4 and its application to transsexuals, the Council and Commission recall the jurisprudence of the Court of Justice in case C-13/94 P v. S and Cornwall County Council, where the Court held that the right not to be discriminated against on grounds of sex cannot be confined simply to discrimination based on the fact that a person is of one or other sex, and may include discrimination arising from the gender reassignment of a person.

Furthermore, Article 6 enables Member States to permit the suppliers of goods or services to women and men to take appropriate action in order to compensate women or men for disadvantages linked to their sex so that, for example, where women are at greater risk of violence, road rescue services and taxi services may provide priority services to women."

## **STATEMENT 183/04**

### **Statement of the French and Swedish delegations re Article 5(2)**

"The French and Swedish delegations underline that the different situations in the Member States resulting from the application of Article 5(2) must not give rise to distortions of competition between insurance companies operating in these Member States. In particular, the legislation applicable in relation to parity in premiums and benefits for men and women must be the same for all insurance companies operating in a given Member State, regardless of their countries of origin."

## **STATEMENT 184/04**

### **Statement of the Commission re Article 16(1)**

"The Commission declares that in carrying out the review referred to in Article 16(1) of the Directive, it has the intention of establishing a working group which will include:

- representatives of the governments of each Member State;
- representatives from the insurance and related financial services sector;
- representatives of consumers;
- representatives of bodies for the promotion of equal treatment.

In the context of establishing a common legal framework in all Member States with regard to the use of sex as an actuarial factor, the review will include an examination of the implementation of Article 5, and an examination of the accuracy, the quality and availability of data relevant to identifying cases in which sex is a determining factor for the assessment of risks based on relevant and accurate actuarial and statistical data. The working group will also share information on practices in relation to the implementation of Article 5."

## **STATEMENT 185/04**

### **Statement by the Council re Article 14 on the use of the word "penalties" in the English version of legal instruments of the European Community**

"In the opinion of the Council, when the word "penalties" is used in the English version of legal instruments of the European Community, this word is used in a neutral sense and does not relate specifically to criminal law sanctions, but could also include administrative and financial sanctions, as well as other types of sanctions. When Member States are obliged under a Community act to introduce "penalties", it is up to them to choose the appropriate type of sanction in conformity with the case law of the ECJ.

In the Community language data base, the following translations are made of the word "penalties" in some other languages:

in Czech, "sankce", in Spanish, "sanciones", in Danish, "sanktioner", in German, "Sanktionen", in Estonian, "sanktsioonid", in French, "sanctions", in Greek, "κυρώσεις", in Hungarian, "jogkövetkezmények", in Italian, "sanzioni", in Latvian, "sankcijas", in Lithuanian, "sankcijos", in Maltese, "penali", in Dutch, "sancties", in Polish, "sankcje", in Portuguese, "sanções", in Slovenian, "kazni", in Slovak, "sankcie", in Finnish, "seuraamukset" and in Swedish, "sanktioner".

If, in revised English versions of legal instruments where the word "sanctions" has previously been used, this word is replaced with the word "penalties", this does not constitute a substantive difference."

## **STATEMENT 186/04**

### **Statement by Estonia**

"We regret that the agreement reached at the accession negotiations to the EU to maintain Estonia's fishing possibilities prior to accession was not taken into account when amending Council Regulation (EC) No 2340/2002. Estonia is of the opinion that its fishing opportunities for deep-sea species for 2004 and in future should be determined by adding Estonian average annual fishing effort during the reference period of 2001-2003 to the EU TAC, and allocating the added part from the EU TAC to Estonia."

## **STATEMENT 187/04**

### **Joint statement by the Council and the Commission**

"The Council and the Commission agree that the decision on the allocation of deep-sea stocks for 2004 does not constitute a precedent for all stocks, and that, in particular, for the allocation of any new fishing possibilities for deep-sea stocks, the reference period used for establishing relative stability shall be the same for all Member States."

## **STATEMENT 188/04**

### **Common statement by Germany, Luxembourg and Sweden**

"The German, Luxembourg and Swedish delegations regret that the Council was unable to reach an agreement on improved rules on transport times, space and loading densities for the transport of animals, in particular a limit of the transport time of slaughter animals.

However, the German, Luxembourg and Swedish delegations see the decision reached today as a further step in the direction of more stringent rules that will contribute to an improved level of animal welfare in the Community as a whole. They regret that the time-frame for the Commission report and legislative proposals is too far away and would have preferred a considerably shorter period.

They invite the Commission to take appropriate initiatives and steps regarding transport times, rest periods and space allowances as soon as possible."

## **STATEMENT 189/04**

### **Statement by the Danish delegation**

"The Danish delegation cannot support adoption of the proposal for a Regulation as it stands at present. In the Danish delegation's view, the proposal taken overall cannot be regarded as improving the level of protection afforded by EU regulations in the animal transport sector. The Danish delegation is therefore voting against the proposal.

The Danish delegation considers that the two issues which most of the Member States have decided should not be included in the proposal, namely "travel times" and "space allowances", are the two issues of decisive importance for the level of protection afforded by the rules on the transport of animals. In particular the Danish delegation considers that it is crucial for the welfare of animals being transported for slaughter to lay down a short maximum travel time.

The Danish delegation therefore also regrets that the time-frame for the Commission's report and legislative proposals is much too long and would have preferred a much shorter period.

The Danish delegation urges the Commission to take appropriate steps as soon as possible concerning travel times, rest periods and space allowances."

## **STATEMENT 190/04**

### **Statement by the Council on the use of the word "penalties" in the English version of legal instruments of the European Community**

"In the opinion of the Council, when the word "penalties" is used in the English version of legal instruments of the European Community, this word is used in a neutral sense and does not relate specifically to criminal law sanctions, but could also include administrative and financial sanctions, as well as other types of sanctions. When Member States are obliged under a Community act to introduce "penalties", it is up to them to choose the appropriate type of sanction in conformity with the case law of the ECJ.

In the Community language data base, the following translations are made of the word "penalty" in some other languages:

in Spanish, "sanciones", in Danish, "sanktioner", in German, "Sanktionen", in Hungarian, "jogkövetkezmények", in Italian, "sanzioni", in Latvian, "sankcijas", in Lithuanian, "sankcijos", in Dutch, "sancties", in Portuguese, "sanções", in Slovak, "sankcie", and in Swedish, "sanktioner".

If, in revised English versions of legal instruments where the word "sanctions" has previously been used, this word is replaced with the word "penalties", this does not constitute a substantive difference."

## **STATEMENT 191/04**

### **Statement by the German delegation, supported by the Netherlands delegation**

"The German delegation, supported by the Netherlands delegation, welcomes the solution for plasma display modules. In this respect it is to note that this measure reflects the contractual duty-free treatment of the information technology agreement (ITA). Therefore it is understood that the guidelines for autonomous duty suspensions do not apply in this specific case."

## **STATEMENT 192/04**

### **Statement by the German delegation**

"Germany reserves the right to propose – in the context of the review of the EIB's general lending mandate in 2006 – the inclusion of further countries, especially Afghanistan."

## **STATEMENT 193/04**

### **Statement by the Council and the Commission re Article 1(1)**

"The Council and the Commission note and will take account of the fact that Article 1(1) of this Regulation, amending Article 3(2)(h) of Council Regulation No 976/1999, in no way prejudices the position that the European Union might adopt regarding the establishment of groupings of democratic countries within the United Nations system, specialised agencies or regional organisations."

## **STATEMENT 194/04**

### **Statement by the Commission**

"The Commission underlines that the inclusion of Article 3 of the draft Council Decision is without prejudice to the Commission's views as to the legality of Council Regulation (EC) No 789/2001 of 24 April 2001 and Council Regulation (EC) No 790/2001 of 24 April 2001. The Commission recalls that the matter of the legality of the cited Regulations is at present before the European Court of Justice, awaiting its judgment on the Commission's annulment application."

## **STATEMENT 195/04**

### **Statement by the Commission**

"The Commission would wish to recall that Article 67(2) foresees a decision of the Council not only providing for the areas which should be governed by codecision but also adapting the provisions relating to the powers of the Court of Justice. The passage to codecision for a majority of the domains of Title IV as presented in this present decision contributes in no small measure to increasing the democracy legitimacy of instruments adopted under this title and the Commission can welcome the decision to that extent. That being said, it is unacceptable that the decision foresees no adaptation of the powers of the Court, thus perpetuating a situation where access to the Court of Justice remains limited. The Commission is absolutely convinced that, in this area which so closely touches on the rights of individuals, an increased access to justice is equally essential to enhance legitimacy."

## **STATEMENT 196/04**

### **Council statement**

"The Council attaches great importance to the role of national vehicle registration authorities in the fight against vehicle crime with cross-border implications. The adoption of the draft Regulation of the European Parliament and of the Council amending the provisions of the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at common borders as regards access to the Schengen Information System by the services in the Member States responsible for issuing registration certificates for vehicles is crucial in that respect."

## **STATEMENT 197/04**

### **Council statement**

"The Council invites the Commission to consider broadening the scope of Directive 1993/37/EC of 29 April 1999 (OJ L 138 of 1.6.1999, p. 57) with a view to establishing that national vehicle registration authorities consult each other before registering a vehicle coming from another Member State."

## **STATEMENT 198/04**

### **Council statement**

"The Council considers that tackling vehicle crime with cross-border implications should also be addressed, to the extent possible, in arrangements with third countries. To that end, the Council is of the view that it would be appropriate to include in partnership or cooperation agreements to be concluded between the European Union and third countries, as far as possible, a provision concerning vehicle crime. In order to prevent this form of crime, these arrangements should address the verification of vehicles upon registration in a third country where the vehicles originate in one of the Member States."

## **STATEMENT 199/04**

### **Joint Council and Commission statement on long-term management plan for cod in the Baltic Sea**

"Recognising the severe situation for the cod stocks in the Baltic Sea and notably the eastern stock, the Council and the Commission commit themselves to develop in 2005 a long-term management plan for Baltic cod, including a recovery plan for the eastern stock. In early 2005 the Commission will submit a proposal for consideration by the Council and the European Parliament with a view to implementing the plan as of 2006. The proposal for the long-term management plan should address the difficulties with the current management framework, such as the dependency of scientific advice on catch levels for the coming year and the poor enforcement of TACs and quotas, and should include the following elements:

- Management targets specifying long-term target levels for the biomass and the fishing mortality as well as recovery targets for the eastern cod stock;
- Harvest control rules that avoid the dependency of ICES ability to provide short-term catch forecasts;
- Limitation of the fishing effort of fleets exploiting cod, possibly by way of a days-at-sea scheme;
- Measures intended to improve control and enforcement in relation to the cod fisheries."

## **STATEMENT 200/04**

### **Identification of future priority management plans**

"The Council invites the Commission to present proposals to the Council and to the European Parliament as soon as possible in 2005 concerning long-term management plans for Bay of Biscay sole, North Sea sole and North Sea plaice, Celtic Sea cod, and anglerfish in VIIIc and IXa."

## **STATEMENT 201/04**

### **Statement by the Council on the future development of fishing opportunities in accordance with the Plan of Implementation of the World Summit on Sustainable Development (Johannesburg, 2002)**

"The Council invites the Commission to present a communication to the Council and the European Parliament on the implementation of the World Summit on Sustainable Development (Johannesburg, 2002), in particular on paragraph 31 of the implementation plan."

## **STATEMENT 202/04**

### **Statement by the Council on the gradual approach to sustainability**

"The Council reaffirms its commitment to managing fisheries according to achieving sustainable exploitation of marine living resources as a prerequisite to achieving sustainable economic, environmental and social conditions.

Subsequent to the adjustments in annual fishing opportunities made for 2005, the Council affirms its commitment to further annual adjustments in the direction indicated by scientific advice in order to bring all stocks in which the Community has a fishing interest to within safe biological limits in respect of spawning stock biomass and in respect of fishing mortality rate."

## **STATEMENT 203/04**

### **Joint Council and Commission statement on the allocation of cod in the Baltic Sea**

"Since 1995 special arrangements have been applied in relation to the allocation of cod in the Baltic Sea as a part of relative stability. These arrangements mean that the relative shares allocated to Sweden, Denmark, Germany and Finland of Baltic cod depend on the total quota available to these Member States.

The Council and the Commission recognise the continued application of these arrangements for the allocation of Baltic cod in 2005. Unless the Member States concerned agree otherwise, these arrangements will continue to apply also for future years."

## **STATEMENT 204/04**

### **Joint Council and Commission statement on management of anchovy in the Bay of Biscay**

"The Council and the Commission agree to develop and implement in 2005 an alternative management system for anchovy that will be compatible with the objectives of the Common Fisheries Policy, notably in respect of sustainable exploitation. The system will be adapted to the particular characteristics of the fishery and will take account the size of the incoming year classes."

## **STATEMENT 205/04**

### **Statement by the Council on the application of harmonised conditions for special permits**

"The Council takes note, with grave concern, of the reported high levels of illegal, unreported and unregulated fishing on stocks in which the Community has an interest. The Council invites the Commission to present a proposal for harmonised conditions for issuing, suspending or withdrawing special permits in the event of non-compliance with the terms of the special permits that will be proportionate and sufficiently dissuasive.

The Council considers that harmonised special permit conditions should be adopted as early as possible in 2005, subject to the availability of the European Parliament's opinion on the proposals."

## **STATEMENT 206/04**

### **Statement by the Council and the Commission on the adoption of the recovery plan for hake and Norway lobster in the Iberian peninsula**

"The Council and the Commission agree subject to the opinion of the European Parliament to adopt by 1 May 2005 the recovery plan for which the objective remains an automatic reduction of fishing effort of 10% per year, subject to the following substantive changes:

- (a) The arrangements for management of fishing effort and associated control measures shall be adapted to reflect the measures in Annex IVb.
- (b) The Commission's proposal for closed areas for nephrops around Spain and Portugal shall be adapted. The recovery plan should include any conservation measures that are adequate and proportionate to assure the recovery of the stocks of nephrops around Spain and Portugal.
- (c) The fishing mortality rate specified in Article 5 of the recovery plan shall be changed from 0,17 to 0,27.
- (d) The plan shall be considered to have reached its initial aim when the spawning stock of southern hake has, for two years in succession, been measured by ICES and STECF as being in excess of 35 000t. At this stage, a new evaluation of measures to protect nephrops stocks will be conducted.

A 15% limit on interannual TAC variation should apply in all years of application of the recovery plan.

- (e) The plan shall include adequate and proportionate measures to ensure the management of hake and nephrops stocks in the Gulf of Cadiz, consistent with the objectives of the Common Fisheries Policy and including measures for the fixing of fishing effort ceilings."

## **STATEMENT 207/04**

### **Commission and Council statement on effort management in relation to technical measures**

"The Council invites the Commission to review the appropriate definition of gear categories for the management of effort within the cod recovery plan. The Commission states its intention to execute this review in the context of the global review of technical measures to be completed during 2005, and to make, as required, an appropriate proposal to amend the cod recovery plan. In doing this, the Council invites the Commission to take into account the need to encourage the use of fishing methods that reduce discarding and by-catches.

The Commission states its intention to obtain and use relevant new scientific information on the fishing gears concerned in the preparation of its proposal."

## **STATEMENT 208/04**

### **Statement by the Commission and the Council on weighing of pelagic fish**

"The Council invites the Commission to come forward early in 2005 with a proposal to develop a scheme allowing the fish to be weighed after transport from the port of landing. Such a scheme should provide sufficient safeguard to ensure that the fish landed is accounted for and weighed correctly."

## **STATEMENT 209/04**

### **Joint statement from the Council and the Commission on the provisional application in 2005 of the allocation keys for cod and herring in the Baltic Sea**

"In relation to cod and herring stocks in the Baltic Sea, the Council and the Commission recognise that the allocation keys have been agreed in the various management areas for 2005 without prejudice to the allocation of these stocks between Member States in future years."

## **STATEMENT 210/04**

### **Statement from the Commission on an in-year review of the TAC for sole in Division IIIa**

"The Commission states its intention to obtain new scientific advice concerning the stock of sole in ICES Division IIIa, and if appropriate to present a proposal to Council concerning an in-year adjustment of the TAC consistent with the objectives of the Common Fisheries Policy."

## **STATEMENT 211/04**

### **Joint Council and Commission statement on Anglerfish in the North Sea and West of Scotland**

"The Council and the Commission will consider early in 2005 an increase of the TAC for anglerfish in the North Sea and the West of Scotland provided that appropriate arrangements to limit fishing efforts are adopted."

## **STATEMENT 212/04**

### **Statement from the Commission concerning immediate control measures for 2005**

"The Commission undertakes to present, as soon as possible in 2005, proposals to improve control measures associated with the application of the recovery plan, and particularly to prohibit transshipping, to adjust the threshold quantity of cod requiring discharging at a designated port from 2 tonnes to 1 tonne, and adjusting as appropriate the criteria for sampling levels of landings that may include cod."

## **STATEMENT 213/04**

### **Joint statement by the Council and the Commission on the specific control programmes for cod**

"The Council and the Commission consider it important to adopt in early 2005 the specific control programme for cod currently under examination in the management committee."

## **STATEMENT 214/04**

### **Council and Commission statement on the allocation of an additional day**

"The Council and the Commission declare that the additional day as specified in point 6(e) of Annex IVa of the TAC and Quota Regulation 2005 will be allocated on the basis of a commitment by the Member State concerned to support Commission proposals for closed areas in the waters where the relevant vessels operate if scientific advice indicates that existing effort control measures do not achieve recovery plan objectives. Such closures should not affect vessels using gears in categories that do not benefit from the extra days allocated."

## **STATEMENT 215/04**

### **Statement by Belgium, Denmark, Germany, Estonia, Spain, France, Lithuania, the Netherlands, Portugal, Sweden and the United Kingdom on the simplification of the declaration obligations on the masters of vessels subject to measures for the rebuilding of cod and sole stocks**

"The abovementioned delegations ask the Commission to propose to the Council a simplification of the declaration obligations on the masters of vessels subject to measures for the rebuilding of cod and sole stocks, in particular the obligation to submit a record of fishing effort on each entry into and each exit from a recovery area on the part of vessels equipped with satellite-based monitoring systems."

## **STATEMENT 216/04**

### **Statement by France on the definition of nets the use of which is subject to the reduction of fishing effort within the framework of measures to rebuild sole stocks in the Western Channel**

"France considers that the text adopted by the Council imposes pointless constraints on vessels using nets that catch no sole in the Western Channel (ICES area VII e) and asks the Commission to take account of that factor at the earliest opportunity."

## **STATEMENT 217/04**

### **Statement by France concerning the grant of derogations from measures to reduce fishing effort to vessels with no 2002 track record of fishing directed at saithe in the cod recovery area**

"France calls on the Commission to take account, at the earliest opportunity, of the request for a full derogation from the measures to reduce fishing effort for vessels with no 2002 track record of fishing directed at saithe in the cod recovery area."

## **STATEMENT 218/04**

### **Statement by Spain on the TACs and quotas for 2005**

"The Spanish delegation states its disagreement with the distribution of EU TACs in the North Sea and the Baltic Sea areas. Spain maintains the appeals it has made to the Court of Justice of the European Communities against Regulations (EC) Nos 2341/2002 and 2267/2003, under which Spain was granted no quotas in those fishing areas despite the transition period's having ended, and it will submit a further appeal."

## **STATEMENT 219/04**

### **Statement by Spain**

"The Spanish delegation agrees to the adoption of the Regulation laying down on a temporary basis areas protected from trawling around the Canary Islands, the Azores and Madeira, bearing in mind that the Commission has promised to review the limits of these areas during the discussion of the proposed Regulation amending the Regulation on technical measures for the establishment of areas closed to trawling to protect coral reefs.

In the course of this exercise, the Spanish delegation considers that the new limits must protect exclusively those areas in which the relevant scientific information establishes the existence of coral aggregations which must be protected."

## **STATEMENT 220/04**

### **Statement by Portugal**

"The Portuguese delegation notes that, in a spirit of compromise, Portugal can accept the Commission proposal concerning trawling ban in waters around Azores, the Canary islands and Madeira (point 16 of Annex III).

However, in the framework of the existing Commission proposal for amending Regulation (EC) No 850/98, and in accordance with the advice of the European Parliament, this delegation will insist on the need to apply the current trawl prohibition also to static bottom gillnets, in the same areas, with a view to guarantee not only the Community fishermen livelihood but also the protection of those deep-water habitats."

## **STATEMENT 221/04**

### **Statement by Greece**

"Greece deeply regrets the fact that, as regards the quota for bluefin tuna for 2005, the Council has once more not taken into account the most recent data. The fishing possibilities for Greece on bluefin tuna should be in accordance with the revised catches as included in the statistical tables of ICCAT since 1998. Greece is of the view that a revision of the allocation key should be pursued in the immediate future."

## **STATEMENT 222/04**

### **Statement by the United Kingdom on the North Sea cod recovery**

"The United Kingdom believes that soundly based closed areas can contribute to effective fisheries management. The United Kingdom is, therefore, ready to support proposals for closed areas if scientific advice indicates that existing control measures do not achieve recovery plan objectives. Such closed areas need to be proportionate and supported by scientific assessment of the anticipated impact of the proposals. The United Kingdom is currently exploring the benefits of a network of marine protected areas as part of a sustainable fisheries work programme. This work will help define criteria for establishing the effectiveness of closed areas."

## **STATEMENT 223/04**

### **Statement by the United Kingdom on Western Channel sole**

"The United Kingdom notes the measures adopted by the Council for the management of sole in the Western Channel. The United Kingdom assumes that the long-standing Commission proposal for the recovery of sole stocks in the Western Channel and Bay of Biscay has been or will be withdrawn.

As expressed at Council, the United Kingdom believes the inclusion of gear types that take minimal sole catches within the scope of the measures which the Council has adopted is unjustified. Their unnecessary inclusion does not accord with the principles of simplification and better regulation which are a priority for the United Kingdom in taking forward reform of the Common Fisheries Policy."

## **STATEMENT 224/04**

### **Joint Statement by the United Kingdom and Ireland on the Hague Preference**

"The United Kingdom and Ireland consider that the Hague Preference constitutes an integral part of relative stability reflecting the need to safeguard the special needs of regions where local populations are especially dependent on fisheries and related industries. This is specifically recognised in Community fisheries policy and was set down in Council Regulation 170/83 and Council Regulation 3760/92. It has again been restated in Council Regulation 2371/2002.

The Council has acknowledged in its decisions on quotas the invocation of the Hague Preference by the Member States concerned for more than ten years; and the operation of the arrangements has been set out in the Commission's working document of October 1995. Further, the European Court (in 1998) upheld the appropriateness of the Council giving effect to the principle of relative stability through the application of the allocation keys together with the operation of the Hague Preference to take account of the special needs of parts of the United Kingdom and of Ireland.

The United Kingdom and Ireland remain of the view that the invocation of the Hague Preference continues to constitute an essential part of the system of relative stability as applied under the CFP, and they look to the Commission and the Council to continue to respect invocations of the Hague Preference."

## **STATEMENT 225/04**

### **Statement by Belgium, Denmark, Germany, France and the Netherlands concerning the Hague Preferences**

"Belgium, Denmark, Germany, France and the Netherlands are of the opinion that the scales for the allocation of quotas for Member States were finally agreed upon in 1983. These scales constitute the basis of relative stability, which is a principle established by the Basic Regulation governing the Common Fisheries Policy. It is our opinion that Hague preferences are contrary to the principle of relative stability."

## **STATEMENT 226/04**

### **Statement by Denmark, Germany, Ireland, the Netherlands, Sweden and the United Kingdom on management of Atlanto-Scandian herring**

"Denmark, Germany, Ireland, the Netherlands, Sweden and the United Kingdom appreciate the efforts of the Commission to find a long-term agreement on the management of Atlanto-Scandian herring. Unfortunately the consultations so far between coastal states have not resulted in an agreement. Denmark, Sweden and the United Kingdom encourage the Commission, without any delay, to take all necessary initiatives in order to conclude an agreement between the coastal states on the management of Atlanto-Scandian herring."

## **STATEMENT 227/04**

### **Statement by Lithuania regarding fishing opportunities for 2005**

"With a view of adoption of Regulation establishing TAC for redfish for Lithuania in the NEAFC (V, XII, XIV Subareas) and NAFO (divisions 1F, 3K and Subarea 2) Regulatory Areas Lithuania declares that proposed TAC is not acceptable, since it reduces Lithuanian fishing possibilities by nearly 40%. Such reduction is too significant and does not take into consideration the decision of NAFO regarding the allocation of national redfish quotas for Lithuania.

TAC (the national fishing quota) of 5800 MT for Lithuania for the year 2005 was established by NAFO in connection with withdrawal of Lithuania from NAFO and EU enlargement. Therefore the reduction of fishing possibilities for redfish by 40% is fully not acceptable for Lithuania."

## **STATEMENT 228/04**

### **Commission statement on management areas for deep-sea stocks**

"Given the very large management areas proposed for some deep-sea stocks, the Commission undertakes to examine these areas in 2005 with a view to a possible subdivision of such areas, on the basis of scientific evidence.

The Commission will seek the scientific basis for that purpose."

## **STATEMENT 229/04**

### **Statement by the Council and the Commission on long-term management for deep-sea stocks**

"The Council invites the Commission to present proposals to the North-East Atlantic Fisheries Commission, to the Council and to the European Parliament as soon as possible in 2005 concerning long-term plans for the management of deep-sea species for 2007 and subsequent years. These plans shall be in accordance with the Plan of Implementation of the World Summit on Sustainable Development (Johannesburg, 2002) and the objectives of the Common Fisheries Policy."

## **STATEMENT 230/04**

### **Statement by Lithuania regarding deep-sea fishery**

"With a view to adoption of the Regulation establishing TAC distribution for deep-sea fish stocks for 2005 and 2006, Lithuania declares that the proposal by the Commission for Council Regulation is not acceptable. Such a Regulation would reduce Lithuanian fishing possibilities by more than 90% and would therefore push Lithuania out of the deep-sea fishery, causing serious social and economic consequences.

In comparison with the average of Lithuanian catches during recent years, the reduction of fishing possibilities by more than 90% is not acceptable for Lithuania. This document is therefore entirely unacceptable for Lithuania.

With a view to adoption of TAC distribution for deep-sea fish stocks for 2005 and 2006 Lithuania declares that the proposal by the Commission for Council Regulation is not acceptable for Lithuania.

Lithuania is deeply confused that TAC of Greenland halibut in VI Division is not foreseen despite historical catch records of our country for this resource in the abovementioned area. In this regard Lithuania insists on such fishing opportunities for deep sea species that would ensure fishing activities at least for one fishing vessel of Lithuania at minimum TAC needed, i.e. 1 200 MT per year."

| <b>DECEMBER 2004</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                          |
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| <b>OTHER ACTS</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Votes made public</b> |
| <p><b>2626th Council meeting (Justice and Home Affairs) on 2 December 2004</b></p> <p>Council Decision amending the Council Decision of 27 March 2000 authorising the Director of Europol to enter into negotiations on agreements with third States and non-EU related bodies<br/>14188/04</p> <p>Council Decision Council Decision implementing Joint Action 2002/589/CFSP with a view to a European Union contribution to ECOWAS in the framework of the Moratorium on Small Arms and Light Weapons<br/>14521/04 + COR 1 (fr), 15236/04</p> <p><b>2627th Council meeting ((Employment, Social Policy, Health and Consumer Affairs) on 6 and 7 December 2004</b></p> <p>Council Decision concerning the implementation of Joint Action 2002/210/CFSP on the European Union Police Mission<br/>15121/04</p> <p><b>2628th Council meeting (Economic and Financial Affairs) on 7 December 2004</b></p> <p>Convention on the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the Convention on the elimination of double taxation in connection with the adjustment of profits of associated enterprises and minutes of the signing<br/>12694/2/04 REV 2 + COR 1 (lt) + COR 2 + COR 3 (et)</p> <p>Council Decision on the signing of the Agreement between the European Community and the Principality of Monaco providing for measures equivalent to those laid down in Council Directive 2003/48/EC on taxation of savings income in the form of interest payments and the approval and signing of the accompanying Memorandum of Understanding<br/>14774/04 + COR 1 (fr) + REV 1 (fi)</p> |                          |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                         |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Votes made public                       |
| <p>Draft Council Decision on macro-financial assistance to Serbia and Montenegro and amending Decision 2002/882/EC providing further macro-financial assistance to the Federal Republic of Yugoslavia<br/>14740/04 + COR 1</p> <p>Draft Council Decision amending Council Decision 2002/883/EC providing further macro-financial assistance to Bosnia and Herzegovina<br/>14738/04 + COR 1</p> <p>Council Regulation extending the suspension of the anti-dumping duty imposed by Commission Decision No 2730/2000/ECSC on imports of coke of coal in pieces with a diameter of more than 80 mm originating in the People's Republic of China<br/>14934/04</p> <p><b>2629th Council meeting (Transport, Telecommunications and Energy) on 10 December 2004</b></p> <p>Council Joint Action on the European Union Police Mission in Kinshasa (DRC) regarding the Integrated Police Unit (EUPOL "Kinshasa")<br/>15070/04</p> <p>Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council amending Directive 1999/32/EC as regards the sulphur content of marine fuels<br/>12891/04 + COR 1 (fi) + REV 1 (hu) + REV 1 COR 1 (hu) + ADD 1 + ADD 1 COR 1, 15023/04 + ADD 1</p> <p>Common position adopted by the Council with a view to the adoption of a Regulation of the European Parliament and of the Council on the harmonisation of certain social legislation relating to road transport and amending Council Regulations (EEC) No 3821/85 and (EC) No 2135/98<br/>11337/04 + COR 1 (sv) + COR 2 (hu) + COR 3 + COR 4 (de) + REV 1 (lv) + ADD 1, 14780/1/04 REV 1 + ADD 1 REV 1</p> | <p>SE abstention<br/>IT, CY against</p> |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Votes made public |
| <p>Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on minimum conditions for the implementation of Council Regulations (EEC) Nos 3820/85 and 3821/85 concerning social legislation relating to road transport activities<br/>11336/04 + ADD 1, 14781/1/04 REV 1 + ADD 1</p> <p><b>2630th Council meeting (General Affairs and External Relations) on 13 December 2004</b></p> <p>Draft European Decision of the Council laying down measures for the implementation of the European Decision of the European Council on the exercise of the Presidency of the Council<br/>15865/04, 15866/04</p> <p>Council Regulation amending Council Regulations (EEC) No 3030/93 and (EC) No 3285/94 as regards the common rules for imports of certain textile products from third countries<br/>13963/04 + COR 1 (en), 13962/04 + ADD 1</p> <p>Council Regulation amending Regulation (EC) No 74/2004 imposing a definitive countervailing duty on imports of cotton-type bed linen originating in India<br/>15200/04</p> <p>Council Decision On a Community position within the EU/Mexico Joint Council concerning the amendments to the Joint Council Decision 2/2001<br/>13827/04 + REV 1 (pl)</p> <p>Council Regulation adopting autonomous and transitional measures to open a Community tariff quota for certain agricultural products originating in Switzerland<br/>13684/04</p> |                   |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Votes made public |
| <p>Council Decision on the signing and provisional application of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Hashemite Kingdom of Jordan, of the other part, to take account of the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Hungary, the Republic of Latvia, the Republic of Lithuania, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the European Union<br/>14994/04 + COR 1 (cz)</p> <p>Council Decision concerning the signing and provisional application of a Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Croatia, of the other part, to take account of the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Hungary, the Republic of Latvia, the Republic of Lithuania, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the European Union<br/>14310/04 + COR 1 (de,nl)</p> <p>Council and Commission Decision on the conclusion of the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Croatia, of the other part<br/>15099/04 + COR 1 (en)</p> <p>Council Common Position concerning restrictive measures against Côte d'Ivoire<br/>15437/04</p> <p>Council Common Position amending Common Position 2004/661/CFSP concerning restrictive measures against certain officials of Belarus<br/>15469/1/04 REV 1 + COR 1 (en)</p> |                   |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Votes made public |
| <p><b>2632nd Council meeting (Environment) on 20 December 2005</b></p> <p>Council Decision concerning the conclusion of the Agreement between the European Union and the Republic of Bulgaria establishing a framework for the participation of the Republic of Bulgaria in the European Union crisis management operations<br/>15449/04, 15896/04 + ADD 1</p> <p>Council Decision concerning the conclusion of the Agreement between the European Union and the Swiss Confederation on the participation of the Swiss Confederation in the European Union military crisis management operation in Bosnia and Herzegovina (Operation ALTHEA)<br/>15653/04, 15981/04 + ADD 1</p> <p>Council Decision on the withdrawal by the European Community from the Convention on Fishing and Conservation of the Living Resources in the Baltic Sea and Belts<br/>15287/04</p> <p>Council Regulation amending Regulations (EEC) No 3906/1989, (EC) No 1267/1999, (EC) No 1268/1999 and (EC) No 2666/2000, to take into account Croatia's candidate status<br/>15006/04</p> <p>Iron and steel products</p> <ul style="list-style-type: none"> <li>• Council Regulation on trade in certain steel products between the Community and the Republic of Kazakhstan<br/>14052/1/04 REV 1</li> <li>• Council Regulation on trade in certain steel products between the European Community and the Russian Federation<br/>14148/1/04 REV 1</li> <li>• Council Regulation on trade in certain steel products between the Community and Ukraine<br/>14134/1/04 REV 1</li> </ul> <p>Common position adopted by the Council on 20 December 2004 with a view to the adoption of a Directive of the European Parliament and of the Council concerning the management of bathing water quality and repealing Directive 76/160/EEC<br/>12884/04 + COR 1 (nl) + COR 2 (de) + COR 3 (sv) + ADD 1,<br/>15184/04 + ADD 1</p> |                   |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Votes made public |
| <p><b>2633rd Council meeting (Agriculture and Fisheries)<br/>on 21 and 22 December 2004</b></p> <p>Council Decision on the conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement<br/>13822/04 + COR 1 (fr) + REV 1 (nl)</p> <p>Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on the recognition of professional qualifications<br/>13781/04 + COR 1 (sl) + COR 2 (pt) + REV 1 (lv) + ADD 1<br/>+ ADD 1 COR 1 (it), 15501/04 + COR 1 + ADD 1</p> <p>Draft Council Decision granting a Community guarantee to the European Investment Bank against losses under loans for certain types of projects in Russia, Ukraine, Moldova and Belarus<br/>16192/04 + REV 1 (en)</p> <p>Council Regulation imposing a definitive anti-dumping duty on imports of tungsten carbide and fused tungsten carbide originating in the People's Republic of China<br/>15545/04</p> <p>Council Regulation extending the definitive anti-dumping duty imposed by Regulation (EC) No 769/2002 on imports of coumarin originating in the People's Republic of China to imports of coumarin consigned from India or Thailand, whether declared as originating in India or Thailand or not<br/>15489/04</p> <p>Council Decision on the appointment of the Special Coordinator of the Stability Pact for South-Eastern Europe<br/>15597/04</p> |                   |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Votes made public |
| <p>Council Decision implementing Common Position 2004/694/CFSP on further measures in support of the effective implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia (ICTY)<br/>15644/04</p> <p>Council Decision amending Decision 2004/197/CFSP establishing a mechanism to administer the financing of the common costs of the European Union operations having military or defence implications (ATHENA)<br/>15059/04+ COR 1 (it)</p> <p>Council Common Position extending Common Position 2004/137/CFSP concerning restrictive measures against Liberia<br/>16052/04</p> <p>Council Decision amending Decision 1999/730/CFSP implementing Joint Action 1999/34/CFSP with a view to a European Union contribution to combating the destabilising accumulation and spread of small arms and light weapons in Cambodia<br/>16042/04</p> <p>Council Decision on the putting into effect of parts of the Schengen acquis by the United Kingdom of Great Britain and Northern Ireland<br/>15149/04</p> <p>Common position adopted by the Council on 22 December 2004 with a view to the adoption of a Regulation of the European Parliament and of the Council amending the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at common borders, as regards access to the Schengen Information System by the services in the Member States responsible for issuing registration certificates for vehicles<br/>14238/04 + COR 1 (de) + ADD 1 + ADD 1 COR 1 (en)</p> <p>Council Decision on the conclusion of the Agreement between the European Community and the Principality of Andorra providing for measures equivalent to those laid down in Council Directive 2003/48/EC on taxation of savings income in the form of interest payments<br/>13067/04</p> |                   |

| DECEMBER 2004                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                   |
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| OTHER ACTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Votes made public |
| <p>Council Decision on the conclusion of the Agreement between the European Community and the Principality of Liechtenstein providing for measures equivalent to those laid down in Council Directive 2003/48/EC on taxation of savings income in the form of interest payments<br/>13113/04 + REV 1 (de)</p> <p>Council Decision concerning the conclusion and the provisional application of the Agreement between the European Community and the Swiss Confederation amending the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products<br/>12760/04</p> <p>Council Decision amending Decision 2003/631/EC adopting measures concerning Liberia under Article 96 of the ACP-EC Partnership Agreement in a case of special urgency<br/>16058/04</p> |                   |

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