



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 4 December 2009

17157/09

PUBLIC 165

NOTE

Subject : MONTHLY SUMMARY OF COUNCIL ACTS OCTOBER 2009

This document consists of the following:

- ANNEX I containing a list of acts adopted by the Council in October 2009.^{1 2}
- ANNEX II containing further details on the adoption of these acts. PART I provides information on the adoption of legislative acts, such as the date of adoption, the relevant Council session, the number of the document adopted, and where appropriate, applicable voting rules, voting results, explanations of vote and statements published in the minutes of the Council. PART II provides information that the Council has decided to make public on the adoption of other acts.

This document is also available via the Internet (<http://consilium.europa.eu/>) see under "Documents", "Legislative Transparency", "Summary of Council Acts". Documents listed in the summary may be obtained from the public register of Council documents ([Access to Council documents: Public Register](#)).

¹ With the exception of certain acts of limited scope such as procedural decisions, appointments, decisions of bodies set up by international agreements, specific budgetary decisions, etc.

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

It should be noted that only the minutes concerning the definitive adoption of legislative acts are authentic (available via the Internet: <http://consilium.europa.eu/> , see under "Documents", "Legislative Transparency", "Council Minutes").

**LIST OF ACTS ADOPTED BY THE COUNCIL
IN OCTOBER 2009**

Written procedure completed on 2 October 2009

Council Decision on the establishment of the Community position to be adopted in the South East Atlantic Fisheries Organisation
13421/09

**2964th meeting of the Council of the European Union (TRANSPORT,
TELECOMMUNICATIONS and ENERGY), held in Luxembourg on 9 October 2009**

Council Regulation (EC) No 951/2009 of 9 October 2009 amending Regulation (EC) No 2533/98 concerning the collection of statistical information by the European Central Bank
OJ L 269, 14.10.2009, p. 1–6

Council Decision on the signing and provisional application of the Agreement between the European Community and the Federative Republic of Brazil on certain aspects of air services
12922/09 + COR 1 (lt) + REV 1 (fr)

Council Decision on the signing and provisional application of a Protocol amending the Euro-Mediterranean Aviation Agreement between the European Community and its Member States, of the one part, and the Kingdom of Morocco, of the other part, to take account of the accession to the European Union of the Republic of Bulgaria and Romania
12071/09 + COR 1 (fi) + COR 2 (bg) + COR 3 + COR 4 + REV 1 (mt)

Council Decision on the conclusion, by the Commission, of the Agreement for cooperation between the European Atomic Energy Community and the Government of the Republic of India in the field of fusion energy research
11791/09

Position of the European Union for the seventh EU–Russia Permanent Partnership Council (Foreign Ministers), to be held in Brussels on 19 October 2009
13751/09

Council Decision on the signing and conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Arab Republic of Egypt concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, the replacement of Protocols 1 and 2 and their annexes and amendments to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part
11172/09 + COR 1 + REV 1 (mt)

2009/748/EC: Council Decision of 9 October 2009 regarding the position to be taken by the Community within the International Jute Study Group Council on extension of the Agreement establishing the Terms of Reference of the International Jute Study Group, 2001
OJ L 268, 13.10.2009, p. 9–9

2009/804/EC: Council Decision of 9 October 2009 revoking the agreements between the European Coal and Steel Community and the Swiss Confederation
OJ L 288, 4.11.2009, p. 18–21

Council Decision on the Community position on a Decision of the Joint Committee established under the Agreement between the European Community and the Swiss Confederation on cooperation in the field of statistics, amending Annex B to the Agreement
12579/09

Council Decision on the establishment of the Community position to be adopted in the Commission for the Conservation of Southern Bluefin Tuna
13424/09

2965th meeting of the Council of the European Union (EMPLOYMENT, SOCIAL POLICY, HEALTH and CONSUMER AFFAIRS), held in Luxembourg on 12 October 2009

Council Conclusions on the Special Report No. 2/2009 concerning the European Union's Public Health Programme (2003-2007): an effective way to improve health?
13737/09 + COR 1 (hu)

Council Conclusions aimed at promoting universal prevention programmes and interventions by EU Member States to prevent or delay first use of drugs, including poly-drug use
13405/09 + REV 1 (es) + REV 2 (pt)

Council Conclusions on Pandemic (H1N1) 2009 – a strategic approach
13635/09

Written procedure completed on 14 October 2009

2009/772/EC,Euratom: Council Decision of 14 October 2009 appointing the Secretary-General, High Representative for the Common Foreign and Security Policy, of the Council of the European Union for the period from 18 October 2009 until 31 October 2009
OJ L 277, 22.10.2009, p. 19–19

2009/773/EC,Euratom: Council Decision of 14 October 2009 appointing the Deputy Secretary-General of the Council of the European Union for the period from 18 October 2009 until 31 October 2009
OJ L 277, 22.10.2009, p. 20–20

2966th meeting of the Council of the European Union (AGRICULTURE and FISHERIES), held in Luxembourg on 19 and 20 October 2009

Council Regulation (EC) No 1038/2009 of 19 October 2009 derogating from Regulation (EC) No 1234/2007 (Single CMO Regulation) as regards the 2009 and 2010 intervention periods for butter and skimmed milk powder
OJ L 288, 4.11.2009, p. 1–2

Council Regulation (EC) No 1061/2009 of 19 October 2009 establishing common rules for exports
OJ L 291, 7.11.2009, p. 1–7

Council Directive on the common system of taxation applicable to mergers, divisions, partial divisions, transfers of assets and exchanges of shares concerning companies of different Member States and to the transfer of the registered office of an SE or SCE between Member States (codified version)
12818/09

Council Directive 2009/132/EC of 19 October 2009 determining the scope of Article 143(b) and (c) of Directive 2006/112/EC as regards exemption from value added tax on the final importation of certain goods
OJ L 292, 10.11.2009, p. 5–30

Council Regulation amending Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets as regards the marketing standards for poultrymeat
9214/1/09 REV 1

Council Conclusions on Food security and policy coherence – including FAO reform and the World Summit on Food Security
12481/09 + COR 1 (de)

2009/805/EC: Council Decision of 19 October 2009 on the conclusion of the Agreement between the European Community and the Swiss Confederation amending Annex 11 to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products
OJ L 288, 4.11.2009, p. 22–22

Council Decision on the establishment of the Community position to be adopted in the Commission for the Conservation of Antarctic Marine Living Resources
13908/1/09 REV1

2009/806/EC: Council Decision of 19 October 2009 on the signing of the Statute of the International Renewable Energy Agency (IRENA) by the European Community
OJ L 288, 4.11.2009, p. 23–23

Council Conclusions on the Court of Auditors Special Report No 7/2009 "The management of the Galileo programme's development and validation phase"
13747/09 + COR 1 (mt)

Position of the European Union for the tenth EU-Republic of Moldova Co-operation Committee (Chisinau, 23 October 2009)
14336/09

Council Joint Action 2009/795/CFSP of 19 October 2009 repealing Joint Action 2007/677/CFSP on the European Union military operation in the Republic of Chad and in the Central African Republic
OJ L 283, 30.10.2009, p. 61–61

2009/816/EC, Euratom: Council and Commission Decision of 19 October 2009 on the conclusion of the Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Azerbaijan, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union
OJ L 291, 7.11.2009, p. 24–25

Council Joint Action 2009/769/CFSP of 19 October 2009 amending Joint Action 2007/405/CFSP on the European Union police mission undertaken in the framework of reform of the security sector (SSR) and its interface with the system of justice in the Democratic Republic of the Congo (EUPOL RD Congo)
OJ L 274, 20.10.2009, p. 45–46

Council Regulation (EC) No 989/2009 of 19 October 2009 amending Regulation (EC) No 661/2008, imposing a definitive anti-dumping duty on imports of ammonium nitrate originating in Russia
OJ L 278, 23.10.2009, p. 1–2

2967th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Luxembourg on 20 October 2009

2009/791/EC: Council Decision of 20 October 2009 authorising the Federal Republic of Germany to continue to apply a measure derogating from Article 168 of Directive 2006/112/EC on the common system of value added tax
OJ L 283, 30.10.2009, p. 55–55

Council Decision authorising the Republic of Poland to apply a measure derogating from Article 287 of Council Directive 2006/112/EC on the common system of value added tax
13501/09

Council Decision on the signing and conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the State of Israel concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, the replacement of Protocols 1 and 2 and their annexes and amendments to the Euro Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the State of Israel, of the other part
12445/09 + COR 1

Council Conclusions on Fiscal Exit Strategy
14765/09

Council Conclusions on increasing and strengthening international climate finance
14188/1/09 REV 1

Council Conclusions on strengthening EU financial stability arrangements
14239/09

2968th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Luxembourg on 21 October 2009

Council Conclusions – EU position for the Copenhagen Climate Conference (7-18 December 2009)
14790/09

Council Conclusions – Towards Sustainability: Eco-Efficient Economy in the context of the post-2010 Lisbon Agenda and the EU Sustainable Development Strategy
14891/09

Council conclusions on An EU strategy for better ship dismantling
14890/09

2969th meeting of the Council of the European Union (JUSTICE and HOME AFFAIRS), held in Luxembourg on 23 October 2009

Council Framework Decision 2009/829/JHA of 23 October 2009 on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention
OJ L 294, 11.11.2009, p. 20–40

Council Regulation (EC) No 1048/2009 of 23 October 2009 amending Regulation (EC) No 733/2008 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station
OJ L 290, 6.11.2009, p. 4–4

Council Conclusions on the European Financial Coalition and national financial coalitions against child pornography on the Internet
11456/2/09 REV 2

Council Resolution on a Reinforced Strategy for Customs Cooperation
14252/09

Council Conclusions on a strategy to ensure fulfilment of the rights of and improve support to persons who fall victim to crime in the European Union
12944/09 + COR 1 + COR 1 REV 1 (ro)

Council Decision 2009/820/CFSP of 23 October 2009 on the conclusion on behalf of the European Union of the Agreement on extradition between the European Union and the United States of America and the Agreement on mutual legal assistance between the European Union and the United States of America
OJ L 291, 7.11.2009, p. 40–41

*EU Position in view of the third meeting of the Global Forum on Migration and Development
(Athens, 2-5 November 2009)*
14501/09

*Council Conclusions on Special Report No. 10/2009 of the European Court of Auditors
"Information provision and promotion measures for agricultural products"*
13702/09

*Council Decision on the signing and provisional application of the Exchange of Letters between the
European Union and the Republic of Seychelles on the conditions and modalities for the transfer of
suspected pirates and armed robbers from EUNAVFOR to the Republic of Seychelles and for their
treatment after such transfer*
12190/09 + COR 1 + COR 2 (fi)

*Council Decision concerning the signing and conclusion of the Agreement between the European
Union and the Republic of Seychelles on the status of the European Union-led forces in the
Republic of Seychelles in the framework of the EU military operation Atalanta*
12538/09 + COR 1 (fr) + COR 2 (hu) + COR 3 (mt) + COR 4 (pt) + COR 5 (sl)

**2970th meeting of the Council of the European Union (GENERAL AFFAIRS and
EXTERNAL RELATIONS), held in Luxembourg on 26 October 2009**

*Council Regulation (EC) No 1062/2009 of 26 October 2009 opening and providing for the
management of autonomous Community tariff quotas for certain fishery products for the period
2010 to 2012 and repealing Regulation (EC) No 824/2007*
OJ L 291, 7.11.2009, p. 8–11

*Regulation of the European Parliament and of the Council on the voluntary participation by
organisations in a Community eco management and audit scheme (EMAS), repealing Regulation
(EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC*
PE-CONS 3628/09 + COR 1 (bg, cs, da, el, en, es, fi, fr, ga, hu, it, lv, mt, nl, pl, sl, sv) + REV 1 (de)
+ REV 1 COR 1 (de) + REV 2 (pt) + REV 3 (lt) + REV 3 COR 1 (lt) + REV 4 (et) + REV 4 COR 1
(et) + REV 5 (sk) + REV 5 COR 1(sk) + REV 6 (ro) + REV 6 COR 1(ro) + REV 7 (pt) + REV 7
COR 1 (pt) + REV 7 COR 2 (pt) + REV 8 (de) + REV 8 COR 1 (de) + REV 9 (fr) + REV 10
(bu)

Regulation of the European Parliament and of the Council on the EU Ecolabel
PE-CONS 3626/09 + REV 1 (ro) + REV 2 (hu)

*Regulation of the European Parliament and of the Council establishing the Body of European
Regulators for Electronic Communications (BEREC) and the Office*
PE-CONS 3675/09

Directive of the European Parliament and of the Council amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks and services, Directive 2002/58/EC concerning the processing of personal data and the protection of privacy in the electronic communications sector and Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws
PE-CONS 3674/09

Council conclusions to be adopted in the context of the signing of the agreement on economic co-operation between Portugal and São Tomé and Príncipe
14318/09

EU common positions on Accession Negotiations with Croatia
14757/09

Council Decision establishing the position to be adopted on behalf of the European Community with regard to the proposal for the adoption of Regional action plans in the framework of the implementation of Article 15 of the Protocol for the Protection of the Mediterranean Sea against Pollution from Land-Based Sources and Activities
14724/09

Council Decision on the participation of the European Community in negotiations on an international regime on access to genetic resources and benefit-sharing in the framework of the Convention on Biological Diversity
14456/09 + COR 1

2009/825/EC: Council Decision of 26 October 2009 concerning the conclusion of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, of the one part, and the Government of the People's Republic of China, of the other part
OJ L 294, 11.11.2009, p. 10–11

Council Decision on the establishment of the Community position to be adopted in the North East Atlantic Fisheries Commission
13903/09 + COR 1 (lv)

2971st meeting of the Council of the European Union (EXTERNAL RELATIONS), held in Luxembourg on 27 October 2009

Council Common Position concerning the temporary reception by Member States of the European Union of certain Palestinians
13984/09

Council Decision on the signing of the Framework Agreement on comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part
14028/09, 14032/09 + COR 1 + COR 2 (it)

Council Conclusions on the establishment of a Human Rights dialogue with Indonesia
14519/09

Council Conclusions on Yemen
15113/09

Council Conclusions on Guinea
15064/09

Council Conclusions on Uzbekistan
14735/09 + COR 1

Council Conclusions on Sahel
15062/09

Council Conclusions on the Great Lakes Region
15061/09

Council Conclusions and Action plan for Afghanistan and Pakistan
14576/09, 14064/09

Council Decision on the position to be adopted by the European Communities within the Cooperation Council established by the Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, and Ukraine, with regard to the adoption of a Recommendation on the implementation of the EU-Ukraine Association Agenda and of a Decision on the establishment of a Joint Committee
13881/09

Council Decision on the signing, on behalf of the European Community, and provisional application of certain provisions of the Euro-Mediterranean Agreement establishing an association between the European Community and its Member States, on the one part, and the Syrian Arab Republic, on the other part
9921/09 + REV 1 (et) + ADD 1 + ADD 2 + ADD 3 + ADD 3 REV 1 (cs) + ADD 4 to 10 + ADD 11 + ADD 11 COR 1 (es) + ADD 11 COR 2 (el) + ADD 11 COR 3 (hu) + ADD 11 COR 4 (sv)

Council Conclusions on Afghanistan and Pakistan
14576/09

Council Decision fixing the financial contributions to be paid by the Member States contributing to the European Development Fund (third instalment for 2009)
14653/09 + COR 1

Council Conclusions on Sri Lanka
14619/2/09 REV 2

Written procedure completed on 29 October 2009

*Council Decision appointing the Secretary-General of the Council of the European Union,
High Representative for the Common Foreign and Security Policy, for the period from 1 November
2009 until 31 December 2009*

15016/09

*Council Decision appointing the Deputy Secretary-General of the Council of the European Union
for the period from 1 November 2009 until 31 December 2009*

15017/09

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
2964th meeting of the Council of the European Union (TRANSPORT, TELECOMMUNICATIONS and ENERGY), held in Luxembourg on 9 October 2009 Council Regulation (EC) No 951/2009 of 9 October 2009 amending Regulation (EC) No 2533/98 concerning the collection of statistical information by the European Central Bank 2966th meeting of the Council of the European Union (AGRICULTURE and FISHERIES), held in Luxembourg on 19 and 20 October 2009 Council Regulation (EC) No 1038/2009 of 19 October 2009 derogating from Regulation (EC) No 1234/2007 (Single CMO Regulation) as regards the 2009 and 2010 intervention periods for butter and skimmed milk powder Statement by the Danish delegation Regrettably, Denmark is not in a position to support the proposal for a Council Regulation derogating from Regulation (EC) No 1234/2007 ("Single CMO" Regulation) as regards the 2009 and 2010 intervention periods for butter and skimmed milk powder. Denmark would have favoured a more limited prolongation of the intervention period, thus Denmark will abstain from voting.	12738/09 + COR 1 (cs) 13399/09 + COR 1	Qualified majority Qualified majority	All Member States in favour except: abstention : UK All Member States in favour except: against: IT, UK abstention :DK, SK

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Council Regulation (EC) No 1061/2009 of 19 October 2009 establishing common rules for exports	12817/09 + COR 1 (fi)	Qualified majority	All Member States in favour
Council Directive on the common system of taxation applicable to mergers, divisions, partial divisions, transfers of assets and exchanges of shares concerning companies of different Member States and to the transfer of the registered office of an SE or SCE between Member States (codified version)	12818/09	Unanimity	All Member States in favour
Council Directive 2009/132/EC of 19 October 2009 determining the scope of Article 143(b) and (c) of Directive 2006/112/EC as regards exemption from value added tax on the final importation of certain goods	12820/09 + COR 1 (cs) + COR 2 (en) + COR 3 (pl) + COR 4 (fi) + REV 1 (hu) + REV 2 (lt) + REV 3 (ro)	Unanimity	All Member States in favour
Council Regulation amending Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets as regards the marketing standards for poultrymeat	9214/1/09 REV 1	Qualified majority	All Member States in favour except: against: UK

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statement by the United Kingdom delegation This Regulation will have an adverse and disproportionate effect on the UK poultry industry and will cost the sector some 150 million euro per annum in lost revenues. It will also increase prices for consumers, effectively acting as a tax on poultrymeat preparations. We find that hard to countenance as the economy endeavours to climb out of recession. In our view, the Regulation, which effectively prohibits trade in poultrymeat preparations that make use of previously frozen poultrymeat, is fundamentally flawed for a number of reasons: Firstly, it runs counter to the Commission's sensible policy of rationalising marketing standards. We share the view that marketing standards must support innovation, not stifle it, as in this case. Secondly, the Commission brought forward this proposal without carrying out an Impact Assessment. We continue to believe that had an Impact Assessment been carried out, the negative impacts of the proposal – both in terms of its effect on the markets of a number of EU Member States, and on global trade – would have given the Commission pause for further thought.			
2967th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Luxembourg on 20 October 2009			
2009/791/EC: Council Decision of 20 October 2009 authorising the Federal Republic of Germany to continue to apply a measure derogating from Article 168 of Directive 2006/112/EC on the common system of value added tax	13502/09	Unanimity	All Member States in favour
Council Decision authorising the Republic of Poland to apply a measure derogating from Article 287 of Council Directive 2006/112/EC on the common system of value added tax	13501/09	Unanimity	All Member States in favour

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
2969th meeting of the Council of the European Union (JUSTICE and HOME AFFAIRS), held in Luxembourg on 23 October 2009 Council Framework Decision 2009/829/JHA of 23 October 2009 on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention	17506/08 + COR 1 (fi) + COR 2 (da) + REV 1 (it) + REV 2 (lv)	Unanimity	All Member States in favour
Declaration by the Council and the Commission The Council and the Commission declare that Article 14(4) does not constitute a precedent for future instruments on judicial cooperation in criminal matters within the European Union.			
Declaration by Germany The Federal Republic of Germany hereby gives notification, pursuant to Article 14(4) of the Council Framework Decision on the application of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention, that it will not apply Article 14(1) in respect of all of the offences referred to in that paragraph.			
Declaration by Poland Pursuant to Article 14(4) of the EU Council Framework Decision on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention, the Republic of Poland declares that it will not apply paragraph (1) of the aforementioned Article 14 in respect of all of the offences referred to in that paragraph.			

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Declaration by Hungary Pursuant to Article 14(4) of the EU Council Framework Decision on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention, the Republic of Hungary declares that it will not apply paragraph (1) of Article 14 of the above Framework Decision in respect of the offences referred to in that paragraph. Declaration by Lithuania Pursuant to Article 14(4) of the Council Framework Decision on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention, the Republic of Lithuania declares that for constitutional reasons it will not apply Article 14(1) in respect of any of the offences referred to therein.			
Council Regulation (EC) No 1048/2009 of 23 October 2009 amending Regulation (EC) No 733/2008 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station	13606/09	Qualified majority	All Member States in favour
2970th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Luxembourg on 26 October 2009			
Council Regulation (EC) No 1062/2009 of 26 October 2009 opening and providing for the management of autonomous Community tariff quotas for certain fishery products for the period 2010 to 2012 and repealing Regulation (EC) No 824/2007	14004/09 + REV 1 (da)	Qualified majority	All Member States in favour, except: against: ES

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statement by the Kingdom of Spain Spain considers that the quota of 15 000 tonnes of tuna loins exceeds the requirements of the Community processing sector, as is evident from imports of tuna loins in recent years. Spain believes that Community supply requirements will be sufficiently covered by keeping the autonomous quota at current levels for the period 2010-2012. Spain is therefore voting against this Regulation.			
Regulation of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC	PE-CONS 3628/09 + COR 1 (bg, cs, da, el, en, es, fi, fr, ga, hu, it, lv, mt, nl, pl, sl, sv) + REV 1 (de) + REV 1 COR 1 (de) + REV 2 (pt) + REV 3 (lt) + REV 3 COR 1 (lt) + REV 4 (et) + REV 4 COR 1 (et) + REV 5 (sk) + REV 5 COR 1(sk) + REV 6 (ro) + REV 6 COR 1(ro) + REV 7 (pt) + REV 7 COR 1 (pt) + REV 7 COR 2 (pt) + REV 8 (de) + REV 8 COR 1 (de) + REV 9 (fr) + REV 10 (bu)	Qualified majority	All Member States in favour

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Regulation of the European Parliament and of the Council on the EU Ecolabel	PE-CONS 3626/09 + REV 1 (ro) + REV 2 (hu)	Qualified majority	All Member States in favour
Statements by the Commission 1) "Independently of the adoption of the Ecolabel Regulation, the Commission confirms that it intends to propose a Regulation on eco-labelling of fishery products before the end of this year to be mainly based on criteria for sustainable fishing. The study foreseen in Article 6(6) of the Ecolabel regulation dealing with additional aspects such as processing, pre-packaging, packaging and transport, which will examine the feasibility of the extension of the scope of the Ecolabel Regulation to food, including the products of fishing and aquaculture, will not influence or prejudge the adoption of this Regulation." 2) In relation to coherence with chemicals legislation The Commission will ensure that the implementation of the Ecolabel Regulation will be coherent with the other relevant Community legislation addressing substances, preparations and mixtures. 3) In relation to fees review The Commission confirms it intends to review the level of fees for the Ecolabel within 18 months of entry into force of the Regulation, taking into account the cost incurred by Member States in administering the scheme, and propose a revision of the fee levels as appropriate.			

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statement by the Netherlands and Denmark The Netherlands and Denmark consider that the first reading compromise obtained between the Council and the Parliament constitutes a well balanced improvement of the current legislation on the Ecolabel scheme with important improvements on i.a. the wider use of the Ecolabel. Consequently the Netherlands and Denmark support the first reading agreement and appreciate the efforts made by the Czech Presidency in that respect. However, the Netherlands and Denmark would have liked to see the principle of substitution having a stronger position in the regulation. Thus, the Netherlands and Denmark regret that the possibility in Article 6(8) for derogations for specific categories of goods containing (i.a.) hazardous substances was widened (at a very late stage in the process) to include “...<i>products which have a significantly higher overall environment performance compared with other goods of the same category</i>”, thus widening even further the derogation and essentially watering down the principle of substitution as also expressed in the same article. The Netherlands and Denmark interpret Article 6(8) as follows: there must be no doubt of the significantly higher overall environment performance of the product despite the use of the hazardous substance, and the use of the hazardous substance may not damage the credibility of the EU Ecolabel.			
Regulation of the European Parliament and of the Council establishing the Body of European Regulators for Electronic Communications (BEREC) and the Office	PE-CONS 3675/09	Qualified majority	All Member States in favour
Statement by the Council In adopting the Citizen's Rights Directive and the BEREC Regulation, the Council notes that together with the Better Regulation Directive these two dossiers form an integrated package of regulatory proposals for the electronic communications sector. The three dossiers complement each other and quick adoption of all three is therefore essential if we are to provide business certainty and allow citizens to enjoy the corresponding benefits.			

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS OCTOBER 2009			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Directive of the European Parliament and of the Council amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks and services, Directive 2002/58/EC concerning the processing of personal data and the protection of privacy in the electronic communications sector and Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws	PE-CONS 3674/09	Qualified majority	All Member States in favour
Statement by the Council In adopting the Citizen's Rights Directive and the BEREC Regulation, the Council notes that these two dossiers form with the Better Regulation Directive an integrated package of regulatory proposals for the electronic communications sector. The three dossiers complement each other and as such quick adoption of all three is essential if we are to provide business certainty and allow citizens to enjoy the corresponding benefits.			

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Written procedure completed on 2 October 2009	
Council Decision on the establishment of the Community position to be adopted in the South East Atlantic Fisheries Organisation 13421/09	
2964th meeting of the Council of the European Union (TRANSPORT, TELECOMMUNICATIONS and ENERGY), held in Luxembourg on 9 October 2009	
Council Decision on the signing and provisional application of the Agreement between the European Community and the Federative Republic of Brazil on certain aspects of air services 12922/09 + COR 1 (lt) + REV 1 (fr)	
Joint Statement by the Council and the Commission	
Inter alia for pragmatic reasons, it is preferable that the Community alone should conclude the Agreement with the Federative Republic of Brazil on certain aspects of air services. The same considerations would apply in respect of similar agreements as long as they are concluded in accordance with and within the limits of the mandate on the replacement of certain provisions in existing bilateral agreements adopted by the Council Decision of 5 June 2003. This Decision does not constitute a precedent as to the exercise of the respective competencies of the Community and its Member States in respect of agreements other than those referred to above, such as, for example, agreements of the type envisaged by the Council Decision of 5 June 2003 authorising the Commission to open negotiations with the United States in the field of air transport, which shall be concluded as mixed agreements. This Decision does not create any new Community competences as far as external agreements on air services are concerned, nor does it affect the division of competences between the Community and its Member States.	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Decision on the signing and provisional application of a Protocol amending the Euro-Mediterranean Aviation Agreement between the European Community and its Member States, of the one part, and the Kingdom of Morocco, of the other part, to take account of the accession to the European Union of the Republic of Bulgaria and Romania 12071/09 + COR 1 (fi) + COR 2 (bg) + COR 3 + COR 4 + REV 1 (mt) Council Decision on the conclusion, by the Commission, of the Agreement for cooperation between the European Atomic Energy Community and the Government of the Republic of India in the field of fusion energy research 11791/09 Position of the European Union for the seventh EU–Russia Permanent Partnership Council (Foreign Ministers), to be held in Brussels on 19 October 2009 13751/09 Council Decision on the signing and conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Arab Republic of Egypt concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, the replacement of Protocols 1 and 2 and their annexes and amendments to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part 11172/09 + COR 1 + REV 1 (mt)	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
2009/748/EC: Council Decision of 9 October 2009 regarding the position to be taken by the Community within the International Jute Study Group Council on extension of the Agreement establishing the Terms of Reference of the International Jute Study Group, 2001 13148/09 2009/804/EC: Council Decision of 9 October 2009 revoking the agreements between the European Coal and Steel Community and the Swiss Confederation 12466/09 Council Decision on the Community position on a Decision of the Joint Committee established under the Agreement between the European Community and the Swiss Confederation on cooperation in the field of statistics, amending Annex B to the Agreement 12579/09 Council Decision on the establishment of the Community position to be adopted in the Commission for the Conservation of Southern Bluefin Tuna 13424/09 2965th meeting of the Council of the European Union (EMPLOYMENT, SOCIAL POLICY, HEALTH and CONSUMER AFFAIRS), held in Luxembourg on 12 October 2009 Council Conclusions on the Special Report No. 2/2009 concerning the European Union's Public Health Programme (2003-2007): an effective way to improve health? 13737/09 + COR 1 (hu)	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Conclusions aimed at promoting universal prevention programmes and interventions by EU Member States to prevent or delay first use of drugs, including poly-drug use 13405/09 + REV 1 (es) + REV 2 (pt) Council Conclusions on Pandemic (H1N1) 2009 – a strategic approach 13635/09 Written procedure completed on 14 October 2009 2009/772/EC,Euratom: Council Decision of 14 October 2009 appointing the Secretary-General, High Representative for the Common Foreign and Security Policy, of the Council of the European Union for the period from 18 October 2009 until 31 October 2009 14305/09 2009/773/EC,Euratom: Council Decision of 14 October 2009 appointing the Deputy Secretary-General of the Council of the European Union for the period from 18 October 2009 until 31 October 2009 14306/09 2966th meeting of the Council of the European Union (AGRICULTURE and FISHERIES), held in Luxembourg on 19 and 20 October 2009 Council Conclusions on Food security and policy coherence – including FAO reform and the World Summit on Food Security 12481/09 + COR 1 (de)	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
2009/805/EC: Council Decision of 19 October 2009 on the conclusion of the Agreement between the European Community and the Swiss Confederation amending Annex 11 to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products 15523/08 + COR 1 Council Decision on the establishment of the Community position to be adopted in the Commission for the Conservation of Antarctic Marine Living Resources 13908/1/09 REV1 2009/806/EC: Council Decision of 19 October 2009 on the signing of the Statute of the International Renewable Energy Agency (IRENA) by the European Community 13687/09 + COR 1 (ro) + COR 2 (de) + COR 3 (lt) Council Conclusions on the Court of Auditors Special Report No 7/2009 "The management of the Galileo programme's development and validation phase" 13747/09 + COR 1 (mt) Position of the European Union for the tenth EU-Republic of Moldova Co-operation Committee (Chisinau, 23 October 2009) 14336/09 Council Joint Action 2009/795/CFSP of 19 October 2009 repealing Joint Action 2007/677/CFSP on the European Union military operation in the Republic of Chad and in the Central African Republic 13528/09	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
2009/816/EC,Euratom: Council and Commission Decision of 19 October 2009 on the conclusion of the Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Azerbaijan, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union 13428/09 Council Joint Action 2009/769/CFSP of 19 October 2009 amending Joint Action 2007/405/CFSP on the European Union police mission undertaken in the framework of reform of the security sector (SSR) and its interface with the system of justice in the Democratic Republic of the Congo (EUPOL RD Congo) 13242/09 + REV 1 (nl) + REV 2 (es) Council Regulation (EC) No 989/2009 of 19 October 2009 amending Regulation (EC) No 661/2008, imposing a definitive anti-dumping duty on imports of ammonium nitrate originating in Russia 13591/09 + COR 1 (fi) 2967th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Luxembourg on 20 October 2009	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Decision on the signing and conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the State of Israel concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, the replacement of Protocols 1 and 2 and their annexes and amendments to the Euro Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the State of Israel, of the other part 12445/09 + COR 1 Council Conclusions on Fiscal Exit Strategy 14765/09 Council Conclusions on increasing and strengthening international climate finance 14188/1/09 REV 1 Council Conclusions on strengthening EU financial stability arrangements 14239/09 2968th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Luxembourg on 21 October 2009 Council Conclusions – EU position for the Copenhagen Climate Conference (7-18 December 2009) 14790/09	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Conclusions – Towards Sustainability: Eco-Efficient Economy in the context of the post-2010 Lisbon Agenda and the EU Sustainable Development Strategy 14891/09 Council conclusions on An EU strategy for better ship dismantling 14890/09 2969th meeting of the Council of the European Union (JUSTICE and HOME AFFAIRS), held in Luxembourg on 23 October 2009 Council Conclusions on the European Financial Coalition and national financial coalitions against child pornography on the Internet 11456/2/09 REV 2 Council Resolution on a Reinforced Strategy for Customs Cooperation 14252/09 Council Conclusions on a strategy to ensure fulfilment of the rights of and improve support to persons who fall victim to crime in the European Union 12944/09 + COR 1 + COR 1 REV 1 (ro)	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Decision 2009/820/CFSP of 23 October 2009 on the conclusion on behalf of the European Union of the Agreement on extradition between the European Union and the United States of America and the Agreement on mutual legal assistance between the European Union and the United States of America 7746/09 + COR 1 EU Position in view of the third meeting of the Global Forum on Migration and Development (Athens, 2-5 November 2009) 14501/09 Council Conclusions on Special Report No. 10/2009 of the European Court of Auditors "Information provision and promotion measures for agricultural products" 13702/09 Council Decision on the signing and provisional application of the Exchange of Letters between the European Union and the Republic of Seychelles on the conditions and modalities for the transfer of suspected pirates and armed robbers from EUNAVFOR to the Republic of Seychelles and for their treatment after such transfer 12190/09 + COR 1 + COR 2 (fi)	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Declaration by Spain under Article 24(5)TEU Concerning the draft “Council Decision on the signing and provisional application of the Exchange of Letters between the European Union and the Republic of Seychelles on the conditions and modalities for the transfer of suspected pirates and armed robbers from EUNAVFOR to the Republic of Seychelles and for their treatment after such transfer”, Spain, in accordance with Article 24(5)TEU, declares that, due to the content of this instrument, it will have to comply with the requirements of its own constitutional procedure. This Declaration does not prevent the provisional application of the agreement, as expressly foreseen in the draft Council Decision. Declaration by Finland under Article 24(5)TEU The Government of the Republic of Finland declares in accordance with Article 24 paragraph 5 of the TEU that Finland has to comply with the requirements of its own constitutional procedure before the agreement shall be binding on it. Council Decision concerning the signing and conclusion of the Agreement between the European Union and the Republic of Seychelles on the status of the European Union-led forces in the Republic of Seychelles in the framework of the EU military operation Atalanta 12538/09 + COR 1 (fr) + COR 2 (hu) + COR 3 (mt) + COR 4 (pt) + COR 5 (sl) 2970th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Luxembourg on 26 October 2009 Council conclusions to be adopted in the context of the signing of the agreement on economic co-operation between Portugal and São Tomé and Príncipe 14318/09 EU common positions on Accession Negotiations with Croatia 14757/09	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Decision establishing the position to be adopted on behalf of the European Community with regard to the proposal for the adoption of Regional action plans in the framework of the implementation of Article 15 of the Protocol for the Protection of the Mediterranean Sea against Pollution from Land-Based Sources and Activities 14724/09 Council Decision on the participation of the European Community in negotiations on an international regime on access to genetic resources and benefit-sharing in the framework of the Convention on Biological Diversity 14456/09 + COR 1 2009/825/EC: Council Decision of 26 October 2009 concerning the conclusion of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, of the one part, and the Government of the People's Republic of China, of the other part 8127/09 + COR 1 (mt) + REV 1 (en) Council Decision on the establishment of the Community position to be adopted in the North East Atlantic Fisheries Commission 13903/09 + COR 1 (lv) 2971st meeting of the Council of the European Union (EXTERNAL RELATIONS), held in Luxembourg on 27 October 2009	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Common Position concerning the temporary reception by Member States of the European Union of certain Palestinians 13984/09 Council Decision on the signing of the Framework Agreement on comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part 14028/09, 14032/09 + COR 1 + COR 2 (it) Council Conclusions on the establishment of a Human Rights dialogue with Indonesia 14519/09 Council Conclusions on Yemen 15113/09 Council Conclusions on Guinea 15064/09 Council Conclusions on Uzbekistan 14735/09 + COR 1 Council Conclusions on Sahel 15062/09	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Conclusions on the Great Lakes Region 15061/09 Council Conclusions and Action plan for Afghanistan and Pakistan 14064/09 Council Decision on the position to be adopted by the European Communities within the Cooperation Council established by the Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, and Ukraine, with regard to the adoption of a Recommendation on the implementation of the EU-Ukraine Association Agenda and of a Decision on the establishment of a Joint Committee 13881/09 Council Decision on the signing, on behalf of the European Community, and provisional application of certain provisions of the Euro-Mediterranean Agreement establishing an association between the European Community and its Member States, on the one part, and the Syrian Arab Republic, on the other part 9921/09 + REV 1 (et) + ADD 1 + ADD 2 + ADD 3 + ADD 3 REV 1 (cs) + ADD 4 to 10 + ADD 11 + ADD 11 COR 1 (es) + ADD 11 COR 2 (el) + ADD 11 COR 3 (hu) + ADD 11 COR 4 (sv) Council Conclusions on Afghanistan and Pakistan 14576/09	

INFORMATION ON THE ADOPTION OF OTHER ACTS OCTOBER 2009	
OTHER ACTS	Votes/Statements made public
Council Decision fixing the financial contributions to be paid by the Member States contributing to the European Development Fund (third instalment for 2009) 14653/09 + COR 1 Council Conclusions on Sri Lanka 14619/2/09 REV 2 Written procedure completed on 29 October 2009 Council Decision appointing the Secretary-General of the Council of the European Union, High Representative for the Common Foreign and Security Policy, for the period from 1 November 2009 until 31 December 2009 15016/09 Council Decision appointing the Deputy Secretary-General of the Council of the European Union for the period from 1 November 2009 until 31 December 2009 15017/09	