



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 22 February 2013

6063/13

CRS/CRP 5

SUMMARY RECORD

**Subject : 2439th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 5, 6 and 8 February 2013**

SUMMARY

Page

1. Adoption of the provisional agenda and "I" items 8

Coreper Part 1

I

2. Replies to written questions put to the Council by Members of the European Parliament
- (a) n° E-009398/2012 put by Willy Meyer
"Nuclear weapons in Israel"
 - (b) n° E-010272/2012 put by Sergio Paolo Francesco Silvestris
"Funds for the earthquake in Emilia-Romagna"
3. Transparency - Public access to documents
- (a) Confirmatory application No 01/c/01/13
 - (b) Confirmatory application No 02/c/01/13
4. Governing Board of the European Foundation for the Improvement of Living and Working Conditions
Appointment of Ms Charlotte HOUGAARD MØLLER, Danish alternate member, in place of Mr Nils Juhl ANDREASEN, who has resigned
5. Advisory Committee for the Coordination of Social Security Systems
Appointment of Ms Elisabeth ZIMMERER, Austrian alternate member, in place of Ms Ruth LIST, who has resigned
6. Preparation of the ICAO Air Transport Conference (Montreal, 18 - 22 March 2013)
13. (a) Proposal for a Regulation of the European Parliament and of the Council on the non-commercial movement of pet animals (First reading) (Legislative deliberation)
- (b) Proposal for a Directive of the European Parliament and of the Council amending Council Directive 92/65/EEC as regards the animal health requirements governing intra-Union trade in and imports into the Union of dogs, cats and ferrets (First reading) (Legislative deliberation)
14. Proposal for a Regulation of the European Parliament and of the Council concerning the European Network and Information Security Agency (ENISA) (First reading) (Legislative deliberation)

II

7.	Setting of the provisional agenda for the Council meeting (Agriculture and Fisheries) on 25 and 26 February 2013 (For the items in the remit of the Permanent Representative Committee)	9
8.	Setting of the provisional agenda for the Council meeting (Transport, Telecommunications and <u>Energy</u>) on 22 February 2013	9
9.	Setting of the provisional agenda for the Council meeting (<u>Employment, Social Policy</u> , Health and Consumer Affairs) on 28 February 2013	9
10.	Preparation for the Council meeting (Education, Youth, Culture and Sport) on 15 February 2013	
1.	Communication from the Commission on "Rethinking Education: Investing in skills for better socio-economic outcomes" and the 2013 Annual Growth Survey (<i>Non-legislative activity</i>)	9
2.	Education and Skills for Jobs, Stability and Growth: Europe 2020 and the Annual Growth Survey (<i>Non-legislative activity</i>)	10
11.	Proposal for a Regulation of the European Parliament and of the Council establishing "Erasmus for all": the Union Programme for Education, Training, Youth and Sport (First reading) (Legislative deliberation)	10
12.	Preparation for the Council meeting "Competitiveness" (Internal Market, Industry, Research and Space) on 18 and 19 February 2013	
1.	Communication from the Commission on "Entrepreneurship 2020 Action Plan - Reigniting the entrepreneurial spirit in Europe" (<i>Non-legislative activity</i>)	10
2.	REACH (<i>Non-legislative activity</i>)	
(a)	General report on REACH	
(b)	Communication from the Commission on "Second Regulatory Review on Nanomaterials"	
(c)	Roadmap on substances of very high concern	11
3.	European Semester (<i>Non-legislative activity</i>)	
(a)	Communication from the Commission on "Annual Growth Survey 2013"	
(b)	Report from the Commission on "State of the Single Market integration 2013: Contribution to the Annual Growth Survey 2013"	
(c)	Single Market Act I and II – State of play	11

4.	Europe 2020 Strategy (<i>Non-legislative activity</i>)	
(a)	(poss.) Communication from the Commission on "State of the Innovation Union 2012: Accelerating change", including the single innovation indicator	12
(b)	European semester / Communication from the Commission on "Annual Growth Survey 2013"	12
5.	Scientific information (<i>Non-legislative activity</i>)	
(a)	Communication from the Commission on "Towards better access to scientific information: Boosting the benefits of public investments in research"	12
(b)	Recommendation from the Commission of 17.7.2012 on access to and preservation of scientific information	12
15.	Proposal for a Directive of the European Parliament and of the Council amending Directives 2000/60/EC and 2008/105/EC as regards priority substances in the field of water policy (First reading) (Legislative deliberation)	12
16.	Communication from the Commission on "Establishing appropriate relations between the European Union and the European Space Agency"	13
17.	Horizon 2020	
(a)	Proposal for a Regulation of the European Parliament and the Council establishing Horizon 2020 - The Framework Programme for Research and Innovation (2014-2020) (First reading) (Legislative deliberation)	
(b)	Proposal for a Regulation of the European Parliament and of the Council laying down the rules for participation and dissemination in 'Horizon 2020' – The Framework Programme for Research and Innovation (2014-2020) (First reading) (Legislative deliberation)	
		13

Coreper Part 2

I

18. Approval of holding reply to the letter from Mr Rainer WIELAND, Vice-President of the European Parliament and Mr Maroš ŠEFČOVIČ, Vice President of the European Commission on the Transparency Register
19. Committee of the Regions
 - Council Decision appointing a German member of the Committee of the Regions
20. Draft Letter to the European Systemic Risk Board
21. Draft designs of the Italian 2 euro commemorative coins intended to be issued in 2013 and celebrating the anniversary of Giuseppe Verdi and of Giovanni Boccaccio
22. Discharge to be given to the Commission in respect of the implementation of the general budget of the European Union for the financial year 2011
23. Discharge to be given to the bodies set up under the TFEU and the Euratom Treaty in respect of the implementation of the budget for the financial year 2011
24. Discharge to be given to the executive agencies in respect of the implementation of the budget for the financial year 2011
25. Discharge to be given to the joint undertakings in respect of the implementation of the budget for the financial year 2011
26. Guidelines for the budget for 2014
27. Recommendation to the Council concerning the use of cryptographic products to protect electronic links between the EU and Operational Headquarters (OHQs) and BICES and special networks
28. Confirmation by COREPER of the procedure to be followed for the conclusion of the negotiation on the Strategic Partnership Agreement (SPA) with Canada requesting the EU negotiator to adapt the text to the mixed nature of the agreement
29. Recommendation for a Council Decision to authorise the Commission to open and conduct negotiations with Ukraine according to Article XXVIII GATT 1994
30. Relations with the ACP States and the OCT
 - Discharge to be given to the Commission in respect of the financial management of the 8th, 9th and 10th European Development Funds (financial year 2011)

31. Relations with the ACP States and the OCT
 - Council statement concerning the Statement of Assurance of the Court of Auditors relating to the activities of the 8th, 9th and 10th European Development Funds for the financial year 2011
32. Guidelines on implementation and evaluation of restrictive measures (sanctions) in the framework of the EU Common Foreign and Security Policy
33. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1346/2000 on insolvency proceedings (First reading)
34. Council Decision on the conclusion of the Agreement between the European Union and the Republic of Cape Verde on facilitating the issue of short-stay visas to citizens of the Republic of Cape Verde and of the European Union

II

35.	Preparation of the Council meeting (Economic and Financial Affairs) on 12 February 2013	
a)	(poss.) Economic governance - "Two Pack" (First reading)	
i)	Proposal for a Regulation on common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area	
ii)	Proposal for a Regulation on the strengthening of economic and budgetary surveillance of Member States experiencing or threatened with serious difficulties with respect to their financial stability in the euro area	
		14
b)	Preparation of G20 Meeting of Finance Ministers and Governors (Moscow, Russia, 15-16 February 2013)	14
c)	Annual Growth Survey 2013	14
d)	Alert Mechanism Report 2013	15
e)	Fiscal Sustainability Report 2012	15
f)	Other items in connection with the Council meeting	15
36.	Joint proposal by the Commission and the High Representative on the arrangements for the implementation by the Union of the Solidarity Clause	15
-	Any other business	
•	ETS/Aviation	16

1. Adoption of the provisional agenda and "I" items

doc. 5966/13 OJ/CRP1 5

6001/13 OJ/CRP2 5

The above-mentioned agendas are approved.

The Committee approved the "I" items as set out in the summary. Details are contained in the document quoted under item 1.

Coreper Part 1

II

7. **Setting of the provisional agenda for the Council meeting (Agriculture and Fisheries) on 25 and 26 February 2013**
(For the items in the remit of the Permanent Representative Committee)

The Committee agreed on the provisional agenda for the forthcoming Council meeting (Agriculture and Fisheries) on 25 and 26 February 2013 as set out in 6568/13.

8. **Setting of the provisional agenda for the Council meeting (Transport, Telecommunications and Energy) on 22 February 2013**

The Committee agreed on the provisional agenda for the forthcoming Council meeting (TTE) on 22 February 2013.

9. **Setting of the provisional agenda for the Council meeting (Employment, Social Policy, Health and Consumer Affairs) on 28 February 2013**

The Committee agreed on the provisional agenda of the forthcoming meeting of the Council (EPSCO) as set out in 6650/13.

10. **Preparation for the Council meeting (Education, Youth, Culture and Sport) on 15 February 2013**

1. **Communication from the Commission on "Rethinking Education: Investing in skills for better socio-economic outcomes" and the 2013 Annual Growth Survey (*Non-legislative activity*)**
- **Adoption of Council conclusions**
5698/13 EDUC 21 SOC 48

The outcome of the examination of this file by the Committee is contained in 6117/1/13
REV 1.

2. **Education and Skills for Jobs, Stability and Growth: Europe 2020 and the Annual Growth Survey (*Non-legislative activity*)**
 - **Policy debate**
(Public debate pursuant to Article 8(2) CRP [proposed by the Presidency])
5827/13 EDUC 24 SOC 58

The Committee agreed to forward the discussion paper (doc. 5827/13) to the Council as a basis for the policy debate to be held on this subject.

11. **Proposal for a Regulation of the European Parliament and of the Council establishing "Erasmus for all": the Union Programme for Education, Training, Youth and Sport (First reading) (Legislative deliberation)**
 - **Preparation for the informal trilogue**
5825/13 EDUC 23 JEUN 7 SPORT 5 SOC 57 RELEX 85 RECH 19 CADREFIN 18
CODEC 177
+ ADD 1

The Committee authorised the Presidency to start discussions with the European Parliament and the Commission in the context of an informal trilogue with a view to reaching an agreement in first reading and it approved the text contained in the addendum (ADD 1) to document 5825/13 as a basis for such discussions.

12. **Preparation for the Council meeting "Competiveness" (Internal Market, Industry, Research and Space) on 18 and 19 February 2013**
 1. **Communication from the Commission on "Entrepreneurship 2020 Action Plan - Reigniting the entrepreneurial spirit in Europe" (*Non-legislative activity*)**
 - **Policy debate**
5292/13 IND 4 COMPET 18 MI 16 EDUC 7 TELECOM 3
5862/13 IND 21 COMPET 58 MI 59 EDUC 25 TELECOM 14

The Committee took note of the questions for the Policy debate as set out in 5862/13.

2. **REACH (*Non-legislative activity*)**
 - (a) **General report on REACH**
5864/13 COMPET 60 IND 23 RECH 25 ECOFIN 66 ECO 13 SOC 60 ENV 71
SAN 30 CONSOM 11 MI 61 CHIMIE 9 ENT 26
 - (b) **Communication from the Commission on "Second Regulatory Review on Nanomaterials"**
14869/12 COMPET 615 IND 159 RECH 368 ECOFIN 836 ECO 118
SOC 824 ENV 771 SAN 228 CONSOM 121 MI 859 CHIMIE 104
ENT 322
+ COR 1

- (c) **Roadmap on substances of very high concern**
5867/13 COMPET 62 IND 25 RECH 27 ECOFIN 69 ECO 15 SOC 62 ENV 73
SAN 32 CONSOM 13 MI 63 CHIMIE 11 ENT 28
- **Presentation by the Commission**
- **Exchange of views**
5863/13 COMPET 59 IND 22 RECH 24 ECOFIN 65 ECO 12 SOC 59 ENV 70
SAN 29 CONSOM 10 MI 60 CHIMIE 8 ENT 25

The Committee took note of the questions prepared by the Presidency as set out in document 5863/13, as a basis for the policy debate to be held at the Council (Competitiveness) on 19 February 2013.

3. **European Semester (*Non-legislative activity*)**

- (a) **Communication from the Commission on "Annual Growth Survey 2013"**
16669/12 ECOFIN 984 SOC 959 COMPET 728 EDUC 358 ENV 885 RECH 433
ENER 493 FISC 180
+ ADD 1
+ ADD 2
+ ADD 2 REV 1 (sk)
5894/13 COMPET 64 MI 67 IND 27 RECH 28 POLGEN 12
- (b) **Report from the Commission on "State of the Single Market integration 2013: Contribution to the Annual Growth Survey 2013"**
17281/12 COMPET 754 MI 806 CONSOM 152 IND 220 RECH 455
TRANS 450 TELECOM 245 ENER 519 POLGEN 208
+ COR 1
5894/13 COMPET 64 MI 67 IND 27 RECH 28 POLGEN 12
- (c) **Single Market Act I and II – State of play**
5915/13 COMPET 65 POLGEN 13 MI 69 SOC 63 ENT 31
CONSOM 16 FIN 55 ENER 23 TRANS 34 TELECOM 16 IND 29
- **Policy debate**

The Committee took note

- of the questions prepared by the Presidency and set out in document 5894/13, as a basis for the policy debate to be held at the Council (Competitiveness) on 19 February 2013;
- of the Presidency note on the state of play of the Single Market Act I and II (doc. 5915/13).

4. Europe 2020 Strategy (*Non-legislative activity*)

- (a) (poss.) Communication from the Commission on "State of the Innovation Union 2012: Accelerating change", including the single innovation indicator**
 - **Presentation by the Commission**

This item has been cancelled as the Commission was not ready with the Communication.

- (b) European semester / Communication from the Commission on "Annual Growth Survey 2013"**

- **Policy debate**
 - 16669/12 ECOFIN 948 SOC 959 COMPET 728 EDUC 358 ENV 885
RECH 433 ENER 493 FISC 180
 - + ADD 1
 - + ADD 2
 - + ADD 2 REV 1 (sk)
 - 5894/13 COMPET 64 MI 67 IND 27 RECH 28 POLGEN 12

The Committee took note of the questions for the Policy debate as set out in 5894/13.

5. Scientific information (*Non-legislative activity*)

- (a) Communication from the Commission on "Towards better access to scientific information: Boosting the benefits of public investments in research"**
 - 12847/12 RECH 320 TELECOM 146 COMPET 518
- (b) Recommendation from the Commission of 17.7.2012 on access to and preservation of scientific information**
 - 12846/12 RECH 319 TELECOM 145 COMPET 517
- **Policy debate**
 - 5857/13 RECH 23 TELECOM 13 COMPET 57

The Committee took note of the questions for the Policy debate as set out in 5857/13.

- 15. Proposal for a Directive of the European Parliament and of the Council amending Directives 2000/60/EC and 2008/105/EC as regards priority substances in the field of water policy (First reading) (Legislative deliberation)**
 - **Presidency debriefing on the outcome of the informal trilogue**

The Presidency informed the Committee about the results of the first informal trilogue with the European Parliament on the proposal.

- 16. Communication from the Commission on "Establishing appropriate relations between the European Union and the European Space Agency"**
- **Adoption of Council conclusions**
16374/12 ESPACE 54 TRANS 400 RECH 415
5760/13 ESPACE 5 COMPET 45 IND 18 TRANS 26 RECH 16

The Committee agreed on the text of the draft Council conclusions, as set out in 5760/13 and suggested that the Council adopts it in part "A" at a forthcoming session.

- 17. Horizon 2020**
- (a) **Proposal for a Regulation of the European Parliament and the Council establishing Horizon 2020 - The Framework Programme for Research and Innovation (2014-2020) (First reading) (Legislative deliberation)**
 - (b) **Proposal for a Regulation of the European Parliament and of the Council laying down the rules for participation and dissemination in 'Horizon 2020' – The Framework Programme for Research and Innovation (2014-2020) (First reading) (Legislative deliberation)**
 - **Presidency debriefing on the outcome of the informal trilogue**

The Committee has been informed on the outcome of the first informal trilogue with the European Parliament on the Horizon 2020 proposals.

Coreper Part 2

II

35. Preparation of the Council meeting (Economic and Financial Affairs) on 12 February 2013

- a) (poss.) Economic governance - "Two Pack" (First reading)
 - i) Proposal for a Regulation on common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area
 - ii) Proposal for a Regulation on the strengthening of economic and budgetary surveillance of Member States experiencing or threatened with serious difficulties with respect to their financial stability in the euro area
 - Political agreement

The item was withdrawn from the Committee agenda.

- b) Preparation of G20 Meeting of Finance Ministers and Governors (Moscow, Russia, 15-16 February 2013)
 - Terms of reference

The Committee was not in a condition to agree on the Terms of reference, and referred the issue back to the Economic Financial Committee (EFC).

- c) Annual Growth Survey 2013
 - Council conclusions
5809/13 ECOFIN 61 SOC 54 COMPET 49 EDUC 22 ENV 66 RECH 18
ENER 19 FISC 19

The Committee discussed the draft Council conclusions and agreed the content except point 26. The Committee asked the Commission to put forward a written compromise proposal in order to allow the Financial Counsellors to close the open item later the same day. The Financial Counsellors reached an agreement later that day. Consequently the draft Council conclusions will be submitted to the ECOFIN Council for adoption.

d) Alert Mechanism Report 2013

- **Council conclusions**
5810/13 ECOFIN 62 UEM 11 SOC 55

The Committee agreed to send the draft Council conclusions to the ECOFIN Council for adoption.

e) Fiscal Sustainability Report 2012

- **Council conclusions**
5811/13 ECOFIN 63 SOC 56 BUDGET 7

The Committee agreed to send to the Council the draft conclusions prepared by the Economic Policy Committee (EPC) and agreed by the Economic Financial Committee (EFC).

f) Other items in connection with the Council meeting

The Committee finalised the provisional agenda for this Council meeting and reviewed the state of readiness of the agenda items listed.

36. Joint proposal by the Commission and the High Representative on the arrangements for the implementation by the Union of the Solidarity Clause
- **Information from the Presidency**

The Committee was informed by the Presidency on its intentions concerning the handling in the Council of the Joint proposal by the Commission and the High Representative on arrangements for the implementation by the Union of the Solidarity Clause. The Commission gave a short presentation of the main features of the joint proposal.

Given the cross cutting nature of this file and the close link to the ongoing review of the EU Emergency and Crisis Coordination Arrangements (CCA), the Presidency's intention is to extend the mandate of the FoP dealing with the CCA to include also the proposal on the implementation of the Solidarity Clause. An additional mandate will be circulated soon. PSC and COSI will be involved as envisaged in Article 222 TFEU. In its horizontal and coordinating capacity, the General Affairs Council, will ensure coordination and coherence.

- **Any other business**
 - **ETS/Aviation**
 - **Information from the Commission on the state of play**

The Committee took note of the information provided by the Commission regarding the application of the EU's Greenhouse Gas Emissions Trading Scheme (EU ETS) to international aviation, in particular about the results of the second meeting of the ICAO High Level Group on International Aviation and Climate Change (30 January -1 February 2013).

- **Unified Patent Court (UPC) signing ceremony**
 - **Information by the Presidency**

The Committee took note of the information provided by the Presidency on the latest state of play in preparations for the signing of the Agreement on the Unified Patent Court on 19 February 2013.

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