

6549/97

LIMITE

PUBLIC 3

LEGISLATIVE TRANSPARENCY

**STATEMENTS WHICH MAY BE RELEASED TO THE PUBLIC
FEBRUARY 1997**

This document contains a summary of definitive legislative acts adopted by the Council in February 1997, together with statements in the minutes which the Council has decided may be released to the public.

STATEMENTS IN THE MINUTES WHICH MAY BE RELEASED TO THE PUBLIC – FEBRUARY 1997 –			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES
1987th ECOFIN Council on 17 February 1997			
Council Regulation on Community action in the field of statistics	5307/97 + COR 1 (i) + COR 2 (p) + COR 3 (es) + COR 4 (p)	15/97, 16/97, 17/97, 18/97, 19/97, 20/97, 21/97, 22/97, 23/97, 24/97, 25/97, 26/97	D Abstention
Council Decision authorizing Member States to continue to apply to certain mineral oils when used for specific purposes, reduced rates of excise duty or exemptions from excise duty in accordance with the procedure provided for in Article 8(4) of Directive 92/91/EEC	12759/96		
Directive (EC) of the European Parliament and of the Council on investor compensation schemes (00/0471(COD))	PE-CONS 3602/97		D against
1988th Agriculture Council on 17 February 1997			
Council Regulations			
– amending Regulation (EEC) No 3528/86 on the protection of the forests against atmospheric pollution			
– amending Regulation (EEC) No 2158/92 on the protection of the Community's forests against fire	5724/97 + COR 1 (fin) 5727/97 + COR 1 (fin)		

STATEMENTS IN THE MINUTES WHICH MAY BE RELEASED TO THE PUBLIC – FEBRUARY 1997 –			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES
1989th General Affairs Council on 24 February 1997 Council Regulation amending Regulation (EEC) No 2328/91 on improving the efficiency of agricultural structures	5258/97		

STATEMENT 15/97

Commission statement

The Commission confirms its intention to adopt a Commission Decision to implement this Regulation within the internal organization of the Commission, and in particular to define the role of Eurostat as the Community authority pursuant to the development of the principles as defined in Article 10.

STATEMENT 16/97

Statement on the first subparagraph of Article 3(1)

The Council states that the European Parliament, the Economic and Social Committee, the European Monetary Institute (if appropriate, the European Central Bank) will, whenever possible, be consulted on the Commission initiative on the establishment of a Community statistical programme.

STATEMENT 17/97

Statement on the third subparagraph of Article 3(1)

The Commission states that it has the intention to prepare, in addition, an intermediate report showing the stage of development in the implementation of the programme at the end of the first half of the period covered by the said programme.

STATEMENT 18/97

Statement on the fourth subparagraph of Article 3(1)

The Commission states that other Committees, competent to contribute, will be consulted, if appropriate, within their respective fields of competence.

STATEMENT 19/97

Statement on Article 3(3)

The Commission states that the Committee on Monetary, Financial and Balance of Payments Statistics will be consulted, within its field of competence, on the Commission's work programme for the following year. The Commission will take the utmost account of the comments of the Committee on Monetary, Financial and Balance of Payments Statistics and will take the action the Commission considers most appropriate.

STATEMENT 20/97

Statement on the second subparagraph of Article 9

The Commission will inform the national authority when an agreement is discussed with the national central bank.

STATEMENT 21/97

Statement on Article 16 (2)

The Commission notes that the wording of Article 16(2) was prepared on the unanimous understanding that, in the sphere of national administrations, the reference to "where necessary" falls within the competence of each Member State, therefore excluding any application of Article 20 on that matter".

STATEMENT 22/97

German statement on the legal basis

The German delegation would point out that it is setting aside its reservations regarding Article 213 of the EC Treaty as a legal basis.

In connection with the Intergovernmental Conference it advocates the inclusion of a special provision on statistics in the EC Treaty in order to create a workable legal basis for this sector which provides for a qualified majority for any decisions. With the progressive integration of the Community, the production of systematic Community statistics has increased in scale and significance to an extent that goes far beyond the mere provision of information. This development necessitates a special legal provision.

STATEMENT 23/97

Joint United Kingdom/German statement on Articles 6 and 8

The United Kingdom and German delegations are of the opinion that Article 6 (indent 3) and Article 8 (second sentence) are in conflict with the Essen principles, under which Member States have agreed to be responsible for the cost of implementing Community policies.

STATEMENT 24/97

Statement on Article 13(1)

The Italian delegation states that it understands the notion of "third party" to be in conformity with Article 2 of Directive 95/46/EC.

STATEMENT 25/97

Statement on Article 17

The Council and the Commission note that Article 17 was prepared on the unanimous understanding that access for scientific purposes to personal data which allow a direct identification would only be suitable in special cases.

STATEMENT 26/97

Statement by the Portuguese delegation on Article 17(1)

"The Portuguese delegation states that, in accordance with domestic legislation in force, the national authority referred to in Article 17(1) includes not only the Instituto Nacional de Estatística (National Statistical Institute) but also the Conselho Superior de Estatística (High Council for Statistics)".