



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 7 March 2011

6664/11

CRS/CRP 8

SUMMARY RECORD

**Subject : 2352nd meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 17, 18 and 21 February 2011**

SUMMARY

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Coreper Part 2

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1. Resolutions, Decisions and Opinions adopted by the European Parliament at its part-sessions
 - a) Strasbourg, 17 to 20 January 2011
 - b) Brussels, 2 and 3 February 2011
2. Transparency - Public access to documents
 - a) Confirmatory application made by Ms Sigita URDZE (No 01/c/01/11)
 - b) Confirmatory application No 02/c/01/11
3. Production of Council documents in legal proceedings
4. Anti-dumping
 - Proposal for a Council Implementing Regulation terminating the partial interim review of the anti-dumping measures applicable to imports of certain polyethylene terephthalate originating, inter alia, in the Republic of Korea
5. Preparatory work on economic and financial aspects of the EU-Third Countries' summits for the first half of 2011
6. Draft Council conclusions on the Special Report No 9/2010 by the European Court of Auditors concerning the effectiveness of Structural Measures spending on the supply of water for domestic consumption
7. Coordination of cooperation in combating organised crime, especially drug trafficking, originating in West Africa
8. Draft Council conclusions on the role of the Council of the European Union in ensuring the effective implementation of the Charter of Fundamental Rights of the European Union
9. Proposal for a Council Decision on the conclusion on behalf of the European Union of the 2006 International Tropical Timber Agreement - request by the Council for the consent of the European Parliament
10. Request for European Parliament participation at the United Nations' 49th session of the Committee for Social Development on Poverty Eradication (New York, 9-11 February 2011)

11. CTA - Technical Centre for Agricultural and Rural Cooperation
 - Replacement of two members of the Executive Board
12. Council Decision on the International Criminal Court and repealing Common Position 2003/444/CFSP
13. Council Decision extending the mandate of the European Union Special Representative in Kosovo
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 - (b) n° E-9594/10 put by Raül Romeva i Rueda
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 - (c) n° E-9723/10 put by Bastiaan Belder
"Protection of the Christian minority in Iraq, after the terrorist attack on the Syrian Catholic cathedral in Baghdad on 31 October 2010"
 - (d) n° E-9751/10 put by Ramon Tremosa i Balcells
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 - (e) n° E-10145/10 put by Marek Henryk Migalski
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 - (h) n° E-10491/10 put by Michał Tomasz Kamiński
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"Practice in driving heavy articulated vehicles in another EU Member State"
 - (j) n° E-10537/10 put by Michał Tomasz Kamiński
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22. Case before the General Court of the European Union
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26. Draft Commission Regulation laying down specific conditions and detailed procedures for the import of polyamide and melamine plastic kitchenware originating in or consigned from People's Republic of China and Hong Kong Special Administrative Region, China
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28. Proposal for a Council Decision on the signature of the Agreement on certain aspects of air services between the European Union and the Kingdom of Saudi Arabia
29. Proposal for a Council Decision on the conclusion of the Agreement between the European Community and the West African Economic and Monetary Union on certain aspects of air services
30. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 708/2007 concerning use of alien and locally absent species in aquaculture (First reading) (Legislative deliberation + Statement)
31. Proposal for a Directive of the European Parliament and of the Council repealing Council Directives 71/317/EEC, 71/347/EEC, 71/349/EEC, 74/148/EEC, 75/33/EEC, 76/765/EEC, 76/766/EEC, and 86/217/EEC regarding metrology (First reading) (Legislative deliberation)
32. Proposal for a Regulation of the European Parliament and of the Council on the provision of food information to consumers (First reading) (Legislative deliberation + Statement)
 - Adoption of
 - (a) the Council's position
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1. Adoption of the provisional agenda and items "I"

doc. 6566/11 OJ/CRP1 6

6505/2/11 REV 2 OJ/CRP2 6 COMIX 94 + 6505/2/11 REV 2 COR 1 + CM 1769/11

The above mentioned agendas are approved with the following changes:

The following items are **added** :

(Coreper Part 2, under I)

39. Adoption by the Council of an updated version of the EU Common Military List (equipment covered by the Council Common Position 2008/944/CFSP defining common rules governing the control of exports of military technology and equipment)

6637/11 PESC 225 COARM 16

(Coreper Part 2, under II)

16. Preparation for the Council meeting (Foreign Affairs) on 21 February 2011

c) Developments in the Southern Neighbourhood

6774/11 COMAG 19 PESC 242

The following item is **withdrawn** :

(Coreper Part 2, under II)

20. Preparation for the Council meeting (Justice and Home Affairs) on 24-25 February 2011

a) EU-Turkey readmission agreement

The following CRP2 agenda item is **transferred** from Part II to Part I :

20. Preparation for the Council meeting (Justice and Home Affairs) on 24-25 February 2011

b) Council conclusions on the Communication from the Commission to the European Parliament and the Council - A comprehensive approach on personal data protection in the European Union

6131/11 JAI 80 MI 60 DATAPROTECT 7 FREMP 10 COHOM 37

DAPIX 6

5980/4/11 REV 4 JAI 68 MI 50 DATAPROTECT 5 FREMP 8

COHOM 28 DAPIX 3

+ REV 4 COR 1

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

Coreper Part 2

II

16. Preparation for the Council meeting (Foreign Affairs) on 21 February 2011

a) **Draft Council conclusions on intolerance, discrimination and violence on the basis of freedom of religion or belief**

6485/11 COHOM 49 PESC 210 RELEX 149

The Committee examined the draft text as endorsed by PSC. Some delegations offered comments on the text. A number of delegations indicated that their Ministers may intervene before the formal adoption of this item by the Council. It was decided to submit the above-mentioned Draft Council Conclusions to the FAC on 21 February 2011 as an "A" item.

b) **Other items in connection with the Council meeting**

Le Comité met au point l'ordre du jour provisoire de la session du Conseil Affaires étrangères.

c) **Developments in the Southern Neighbourhood**

6774/11 COMAG 19 PESC 242

Le Comité a approuvé le projet de Conclusions du Conseil sur les Développements dans le Voisinage du Sud (doc. 6774/3/11 REV 3 COMAG 19 PESC 242).

17. Eastern Partnership Summit, Budapest 24-25 May 2011

- **First orientation debate**

6499/11 NIS 14 COEST 57 RESTREINT UE

The Committee is informed of the postponement of the Eastern Partnership Summit to a date still to be fixed during the future Polish Presidency. As a result, the orientation debate in preparation of the Summit is postponed to a date closer to the Summit.

18. Preparation for the Council meeting (General Affairs) on 21 February 2011

a) Follow-up to the European Council on 4 February 2011

Le Comité prend acte des résultats du Conseil européen du 4 février 2011.

b) Preparation of the European Council on 24-25 March 2011

= **Annotated draft agenda**
6231/11 CO EUR-PREP 5

The Committee took note of the Annotated draft agenda of the European Council on 24 and 25 March 2011.

c) Draft Council conclusions on the Fifth Report on economic, social and territorial cohesion

6271/11 FSTR 3 FC 3 REGIO 8 SOC 109
6188/11 FSTR 2 FC 2 REGIO 7 SOC 95

The Committee examined the draft Council conclusions on the Fifth Report on economic, social and territorial cohesion as set out in 6188/11 and invited the General Affairs Council on 21 February 2011 to adopt them on that basis.

d) Other items in connection with the Council meeting

Le Comité met au point l'ordre du jour provisoire de la session du Conseil Affaires générales.

19. Follow-up to the Council meeting (Economic and Financial Affairs) on 15 February 2011

The Committee took note of the proceedings of this Council meeting.

20. Preparation for the Council meeting (Justice and Home Affairs) on 24-25 February 2011

c) Information on the revision of the first six months of the implementation of the EU-US TFTP agreement

= State of play by the Commission and presentation by Europol

The Presidency announced that this item would be on the Council agenda, as, under the terms of the TFTP Agreement, the first joint review should take place within six months following the entry into force of the Agreement. The Commission indicated that the Commissioner would debrief the Council orally, as the written review report would not be ready in time for the Council meeting of 24-25 February 2011.

d) State of play of the process of accession of Bulgaria and Romania to the Schengen area

6622/11 SCHEVAL 26 COMIX 96

Following the Committee's request last week to the Working Party on Schengen matters (Schengen evaluation) to draw up factual conclusions on Romania's state of preparedness to implement all provisions of the Schengen acquis, Presidency informed delegations that due to reservations of several Member States, these conclusions could not be agreed at Working Party level. Presidency therefore submitted the note in the heading, asking delegations' opinion on its content, i.e. whether it accurately reflected the current state of play, and on its status, i.e. whether the Committee could agree to it as a basis for factual conclusions to be submitted to the JHA Council.

Presidency concluded that, as Council conclusions were considered premature, it would present updated, factual Presidency conclusions to the Committee next week (23/2) for subsequent submission to the JHA Council.

e) Developments in the North African Region (migratory flows and internal security)

The Committee had a first exchange of views on the matter. The Presidency would, in the light of comments made, prepare a note for the purpose of further discussions in the Committee on 23 February and in the JHA Council on 24 and 25 February. It was also noted that the developments in the Southern Neighborhood would be addressed at the Council (FAC) on 21 February.

f) Draft Council conclusions on the Commission communication on the European Union internal security strategy in action
6484/11 JAI 108

The Committee discussed the draft Council conclusions on the Commission's Communication on "the EU Internal Security Strategy in Action: Five steps towards a more secure Europe", as set out in 6484/11 JAI 108. Since some delegations suggested rewording of the paragraph on main threats and challenges to the Union, the Presidency concluded that it would submit two options for this paragraph which could, in case of disagreement, be further discussed in a COSI Support Group meeting.

g) Other items in connection with the Council meeting

Presidency provided additional information for the handling of the JHA Council on 24 and 25 February 2011.

Coreper Part 1

II

33. Preparation of the Council meeting "Employment, Social Policy, Health and Consumer Affairs" on 7 March 2011

1. Setting of the provisional agenda

The Committee agrees on the provisional agenda of the forthcoming meeting of the Council (EPSCO) as set out in 7058/11.

2. The further development of an electronic exchange system facilitating the administrative cooperation within the framework of the posting of workers Directive (*Non-legislative activities*)

- **Adoption of Council conclusions**
6196/1/11 SOC 99 COMPET 34 REV 1

The Committee agrees to send the draft Council conclusions to the Council for adoption, as set out in 6196/1/11 REV 1.

34. Recommendation from the Commission to the Council to authorise the Commission to open negotiations on behalf of the European Union for the renewal of the protocol to the Fisheries Partnership Agreement with the Kingdom of Morocco

= Adoption of Council Decision

6438/11 PECHE 39
6486/11 PECHE 45
6503/11 PECHE 46

The Committee examined the recommendation and took note of the intention of the Commission to transmit to the Council, without delay, the ex-post evaluation of the implementation of the current Agreement and the corresponding Protocol. The Committee concluded that there is a qualified majority, with the delegations of Denmark, Germany, Finland, Sweden and the United Kingdom not supporting the Decision, in favour of the Council Decision to authorise the Commission to open negotiations with the Kingdom of Morocco on a renewal of the Protocol. The Danish, Finnish, German, Swedish and UK delegations announced their intention to make statements at the time of the adoption. The Committee decided to forward the slightly amended decision as set out in 6486/1/11 PECHE 45 REV 1 to the Council for adoption.

35. **Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 861/2006 of 22 May 2006 establishing Community financial measures for the implementation of the common fisheries policy and in the area of the Law of the Sea (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**
6431/1/11 PECHE 38 CADREFIN 12 CODEC 216 REV 1

The Committee confirms the Council's negotiation position as set out in 6431/1/11 REV 1.

36. **Preparation of the Council meeting "Transport, Telecommunications and Energy" on 28 February 2011**
1. **Proposal for a Regulation of the EP and of the Council on energy market integrity and transparency (COD) (Legislative deliberation)**
 - **Progress report**
5970/11 ENER 15 ECOFIN 42 CODEC 149

The Committee agreed that the report set out in 5970/11 could be submitted to the Council for information.

2. **Follow-up of the European Council of 4 February 2011 and contribution to the preparation of the European Council of 25 March 2011 (Non-legislative activities)**
 - (a) **Commission Communication on the Energy Strategy 2011-2020**
 - (b) **Commission Communication on European Energy Infrastructure Priorities for 2020 and beyond: "A Blueprint for an integrated European energy network"**
 - **Adoption of Council conclusions**
6207/11 ENER 19 ENV 84 POLGEN 21

The Committee reached agreement on the text as set out in 6207/11 + COR 1 and agreed that these draft conclusions can be submitted to the Council for adoption.

3. **Contribution to the EU Semester (Non-legislative activities)**
 - **Exchange of views**
6209/11 ENER 20 ENV 85 POLGEN 22

The Committee agreed that the Council could have an exchange of views on the basis of the questions set out in 6209/11 + COR 1.

37. Setting of the provisional agenda for the "Competitiveness" Council meeting (Internal Market, Industry, Research and Space) on 9 and 10 March 2011

The Committee agreed on the provisional agenda of the Council as set out in 7128/11.

38. Proposal for a Regulation of the European Parliament and of the Council on novel foods and amending Regulation (EC) N° 1331/2008 and repealing Regulation (EC) N° 258/97 and Commission Regulation (EC) N° 1852/2001 (Third reading) (Legislative deliberation)

- **Presidency briefing on the outcome of the trilogue**
6335/11 CODEC 202 DENLEG 24 AGRI 94

La Présidence présente au Comité les résultats du trilogue du 15.2.2011, ainsi que de la délégation du Parlement européen du 16.2.2011 (cf. doc. 6335/11).

- **Any other business**
 - **Relations with the European Parliament**
= **Information from the Presidency**

The Presidency informed the Committee on the discussions held by the Committee (Part 2) on the basis of a document prepared by the General Secretariat of the Council, in particular on those issues of importance to the Committee (Part 1).

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