



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 27 March 2013**

**7590/13**

**CRS/CRP 10**

**SUMMARY RECORD**

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**Subject : 2444th meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 12 and 13 March 2013**

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## II

39. Council Regulation conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions;

Regulation of the European Parliament and of the Council amending Regulation (EC) n° 1093/2010 establishing a European Supervisory Authority (European Banking Authority) as regards its interaction with Council Regulation (EU) n°..../. conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions ..... 12

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

doc. 7346/13 OJ/CRP1 10

7330/13 OJ/CRP2 10

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

16. **Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EEC) No 3821/85 on recording equipment in road transport and amending Regulation (EC) No 561/2006 of the European Parliament and the Council ("Tachograph") (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**  
7108/13 TRANS 93 CODEC 478

The Committee discussed the compromise package proposed by the Presidency, as in document 7108/13, with a view to preparing the third informal trilogue on 20 March 2013.

17. **Proposal for a Regulation of the European Parliament and of the Council on Union guidelines for the development of the Trans-European Transport Network (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**  
7170/13 TRANS 96 ECOFIN 172 ENV 177 RECH 59 CODEC 500

The Committee examined the EP amendments and the related Presidency compromise proposals as set out in document 7170/13 and gave the Presidency a mandate for the second informal trilogue on the above proposal with a view to a first reading agreement with the European Parliament.

18. **Proposal for a Regulation of the European Parliament and of the Council on the implementation and exploitation of European satellite navigation systems (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**  
17844/11 TRANS 338 MAR 154 AVIATION 254 CAB 54 CODEC 2250 ESPACE 80  
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+ REV 1 (en, fr, de)  
7171/13 TRANS 97 MAR 25 AVIATION 37 CAB 11 CODEC 501 ESPACE 19  
FIN 118 CSC 27

The Committee discussed the compromise package proposed by the Presidency, as set out in document 7171/13, and gave the Presidency a mandate for the first informal trilogue on the above proposal with a view to a first reading agreement with the European Parliament.



**19. 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)**

- **Preparation for the informal trilogue**  
7070/13 ENV 168 SAN 80 CHIMIE 25 AGRILEG 24 CODEC 472

The Committee agreed to modify the Presidency mandate in view of the third and notably last informal trilogue with the European Parliament. The results can be found in 7497/13.

**20. Proposal for a Directive of the European Parliament and of the Council on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings (Accounting Directive) (First reading) (Legislative deliberation)**

- **Preparation for the next informal trilogue**  
7122/13 DRS 44 COMPET 129 ECOFIN 169 CODEC 483

The Committee provided a mandate to the Presidency to negotiate with the European Parliament at the sixth informal trilogue on the basis of the Presidency compromise text as set out in 7122/13 + COR 1 with the following amendments:

- Articles 8(2) and 16(1): return to the Council's General Approach;
- Articles 27 and 27a: wording of the Seventh Company Law Directive.

**21. Public procurement package (First reading) (Legislative deliberation)**

- (a) **Proposal for a Directive of the European Parliament and of the Council on public procurement**
- (b) **Proposal for a Directive of the European Parliament and of the Council on the award of concession contracts**
- **Presidency debriefing on the outcome of the informal trilogue**

The Committee was debriefed on the first informal trilogues on Classical and Concessions files, held respectively on 6 and 12 March 2013 and took note of the Presidency's intentions on the further work on those two files.

- 22. Proposal for a Decision of the European Parliament and of the Council derogating temporarily from Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community (First reading) (Legislative deliberation)**
- **Presidency debriefing on the outcome of the informal trilogue**

The Chair informed the Committee on the outcome of the informal trilogue that had taken place in Strasbourg on 12 March 2013, indicating that an agreement at first reading had been reached *ad referendum*. The formal outcome of the trilogue will be presented to the Committee for analysis and approval at its next meeting on 20 March 2013.

- 23. Preparation of the Council meeting (Agriculture and Fisheries) on 18 and 19 March 2013**
- **Management of Sandeel - Establishment of a TAC for 2013 (*Non-legislative activity*)**
    - **Political agreement/Adoption**

The Committee prepared the item, which was retained on the Council's agenda, pending further developments at technical level. In this context, FR, ES, DE and PT expressed concerns about the procedure followed by the Commission for the finalisation of the sandeel transfer to Norway, considered not in line with the agreed record of Norway negotiations. These delegations disagree with the inclusion of plaice and ling among the species exchanged with Norway, as the agreed record seems to refer only to Arctic Cod and North Norway Haddock.

The following statement is made by FR, DE and PT delegations :

"La France, l'Allemagne et le Portugal notent que la Commission a intégré d'autres espèces que l'églefin et le cabillaud arctique dans le cadre de l'échange de lançon opéré avec la Norvège, le 12 mars 2013, alors que le procès-verbal de l'accord UE-Norvège ne prévoyait dans les termes de l'échange que le cabillaud arctique et l'églefin.

Sans remettre en cause l'échange qui vient d'être agréé avec la Norvège, la France, l'Allemagne et le Portugal font part de leur insatisfaction quant à la position défendue par la Commission et demandent qu'à l'avenir, la Commission agisse d'une façon transparente vis à vis des Etats Membres et respecte strictement les termes de l'accord trouvé dans les instances du Conseil."

**24. Proposal for a Regulation of the European Parliament and of the Council on the Common Fisheries Policy (First reading) (Legislative deliberation)**

**- Preparation for the informal trilogue**

7164/13 PECHE 83 CODEC 498

7165/13 PECHE 84 CODEC 499

The Committee approved the mandate for starting informal trilogues with the European Parliament on the proposal for a Regulation on the Common Fisheries Policy. The French, Maltese, Portuguese, Slovenian, Spanish, Belgian, Greek and Italian delegations underlined their views that some essential parts of the general approach would not leave room for further manoeuvre (maximum sustainable yield, introduction of the landing obligation, Council prerogative under Article 43(3) TFEU). These delegations also recalled the need to have rules on the landing obligation and *de minimis* discards entering into force simultaneously. The Maltese delegation stressed its position on management rules for stocks shared with third countries.

The United Kingdom, Polish and Estonian delegations emphasized the importance of the Council's approach to regionalisation.

The United Kingdom, German, Danish, Netherlands, Swedish and Estonian delegations encouraged the Presidency to pursue negotiations in a spirit of ambitious reform, in particular regarding the discard ban.

**25. Proposal for a Decision of the European Parliament and of the Council on serious cross-border threats to health (First reading) (Legislative deliberation)**

**- Preparation of the informal trilogue**

7177/13 SAN 85 PHARM 11 PROCIV 34 CODEC 505

The Committee agreed to changes to the Council's position as proposed in the 4th column of the above document. In Article 11.1(b) the word "thus" was replaced by "aiming at".

## Coreper Part 2

### II

#### **39. Council Regulation conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions;**

**Regulation of the European Parliament and of the Council amending Regulation (EC) n° 1093/2010 establishing a European Supervisory Authority (European Banking Authority) as regards its interaction with Council Regulation (EU) n°....../.. conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions**

- **Revised general approach**  
7267/13 EF 38 ECOFIN 182 CODEC 529

The Committee held an exchange of views on the basis of the Presidency report set out in 7267/13 and accordingly agreed an updated negotiation mandate for the Presidency, with a view to the trilogue / tripartite meetings scheduled on 14 and 19 March 2013.

#### **- Any other business**

- **Setting up of a preparatory committee in the context of the Agreement on a Unified Patent Court**  
= **Information from the Presidency**  
7265/13 PI 38 COUR 28

The Presidency informed the Committee of the arrangements agreed by the representatives of the 25 Signatory States with respect to the implementation of the UPC Agreement, in particular the setting up of the Preparatory Committee which is charged with putting in place the practical arrangements for setting up the court.

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