



Brussels, 28 April 2016  
(OR. en)

7909/16

CRS/CRP 13

## SUMMARY RECORD

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Subject: 2581st meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 13 April 2016 and in Luxembourg on 18 April 2016

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### I. Adoption of the provisional agenda

7748/16 OJ CRP1 13

7787/1/16 REV 1 OJ CRP2 13 COMIX 273 + CM 2360/16

The Committee adopted the provisional agenda.

### II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

### III. Discussion items

## COREPER (PART 1)

16. Proposal for a Regulation of the European Parliament and of the Council on requirements relating to emission limits and type-approval for internal combustion engines for non-road mobile machinery (**First reading**) (**Legislative deliberation**)  
= Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 6 April 2016.

17. Proposal for a Regulation of the European Parliament and of the Council on medical devices, and amending Directive 2001/83/EC, Regulation (EC) No 178/2002 and Regulation (EC) No 1223/2009 **(First reading) (Legislative deliberation)**  
and  
Proposal for a Regulation of the European Parliament and of the Council on in vitro diagnostic medical devices **(First reading) (Legislative deliberation)**  
= Presidency debriefing on the outcome of the trilogue

**The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 7 April 2016.**

18. Proposal for a Regulation of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health, plant reproductive material, plant protection products and amending Regulations (EC) No 999/2001, 1829/2003, 1831/2003, 1/2005, 396/2005, 834/2007, 1099/2009, 1069/2009, 1107/2009, Regulations (EU) No 1151/2012, [...] /2013 and Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC, 2008/120/EC and 2009/128/EC (Official controls Regulation) **(First reading) (Legislative deliberation)**  
= Presidency debriefing on the outcome of the trilogue

**The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 5 April 2016.**

19. Proposal for a Regulation of the European Parliament and of the Council on a multiannual recovery plan for Bluefin tuna in the eastern Atlantic and the Mediterranean repealing Regulation (EC) No 302/2009 **(First reading) (Legislative deliberation)**  
= Presidency debriefing on the outcome of the trilogue  
= Analysis of the final compromise text with a view to agreement  
7657/16 PECHE 125 CODEC 390  
+ ADD 1

**The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 6 April 2016, reached an agreement on the compromise text proposed by the Presidency and invited the Presidency to send a letter to the European Parliament confirming this agreement.**

20. Proposal for a Regulation of the European Parliament and of the Council establishing a multiannual plan for the stocks of cod, herring and sprat in the Baltic Sea and the fisheries exploiting those stocks, amending Council Regulation (EC) No 2187/2005 and repealing Council Regulation (EC) No 1098/2007 **(First reading) (Legislative deliberation)**  
= Analysis of the final compromise text with a view to agreement  
7600/1/16 PECHE 122 CODEC 377 REV 1  
7601/16 PECHE 123 CODEC 378

**The Committee reached an agreement on the compromise text proposed by the Presidency and invited the Presidency to send a letter to the European Parliament confirming this agreement.**

**The Latvian delegation abstained and indicated that it would submit a statement for the Council minutes. The Commission indicated that it would submit a statement outlining that it would adopt delegated acts only on the basis of a joint recommendation, as per the current practice.**

21. Fourth Railway Package (market pillar) **(First reading) (Legislative deliberation)**
- a) Proposal for a Directive of the European Parliament and of the Council amending Directive 2012/34/EU establishing a single European railway area, as regards the opening of the market for domestic passenger transport services by rail and the governance of the railway infrastructure
  - b) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail
  - c) Proposal for a Regulation of the European Parliament and of the Council repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings
- = Preparation for the trilogue  
6849/16 TRANS 68 CODEC 256  
+ ADD 1-3

**The Committee discussed and agreed the mandate for the forthcoming trilogue.**

## **COREPER (PART 2)**

45. Preparation of the Council meeting (Justice and Home Affairs) on 21 April 2016
- a) European Border and Coast Guard: Proposal for a Regulation of the European Parliament and of the Council on the European Border and Coast Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC **(First reading)**
    - = Progress report
    - 7680/16 FRONT 167 SIRIS 63 CODEC 393 COMIX 270

**The Committee confirmed the outcome of the Mixed Committee and took note of the progress report to be presented at the Council.**

- b) IT systems for Security and Borders
  - a) Communication from the Commission to the European Parliament and the Council - Stronger and Smarter Information Systems for Borders and Security
  - b) Smart Borders Package:
    - i) Proposal for a Regulation of the European Parliament and of the Council establishing an Entry/Exit System (EES) to register entry and exit data and refusal of entry data of third country nationals crossing the external borders of the Member States of the European Union and determining the conditions for access to the EES for law enforcement purposes and amending Regulation (EC) No 767/2008 and Regulation (EU) No 1077/2011 **(First reading)**
    - ii) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 2016/399 as regards the use of the Entry/Exit System **(First reading)**
  - = Policy debate
  - 7644/16 JAI 257 COSI 51 FRONT 159 ASIM 49 DAPIX 49 ENFOPOL 86  
SIRIS 61 DATAPROTECT 23 VISA 90 FAUXDOC 9 COPEN 96
  - 7675/16 FRONT 165 VISA 91 CODEC 391 COMIX 268
  - 7676/16 FRONT 166 VISA 92 CODEC 392 COMIX 269
  - 7711/16 JAI 264 COSI 54 FRONT 168 ASIM 51 DAPIX 50 ENFOPOL 92  
SIRIS 64 DATAPROTECT 24 VISA 93 FAUXDOC 11 COPEN 99

**The Committee confirmed the outcome of the Mixed Committee and took note of a presentation by the Commission of its smart borders package.**

- c) Migration: follow-up to the European Council and future actions
  - = Exchange of views

**The Committee took note of the results of the discussion held in the Mixed Committee.**

- d) Communication from the Commission to the European Parliament and the Council "Towards a reform of the Common European Asylum System and enhancing legal avenues to Europe"
  - = Exchange of views
  - 7861/16 JAI 284 ASIM 54 RELEX 262
  - 7665/16 JAI 258 ASIM 50 RELEX 239

**The Committee took note of a presentation by the Commission of the Communication.**

- e) Other items in connection with the Council meeting

**The Presidency provided further information on the handling of the agenda. Under AOB, the Slovenian delegation will provide information on the Brdo Process meeting of 18/19 April 2016.**

- 46. Proposal for a Regulation of the European Parliament and of the Council on the Union Code on Visas (Visa Code) (recast) **(First reading)**
  - = Mandate for negotiations with the European Parliament
  - 7714/16 VISA 94 CODEC 397 COMIX 271

**The Committee confirmed the outcome of the Mixed Committee and agreed to give a mandate to the Presidency to start negotiations with the European Parliament.**

- 47. Preparation of the Council meeting (Foreign Affairs) on 18/19 April 2016
  - a) Cuba
  - b) External Aspects of Migration
  - c) Eastern Partners
  - d) Iran
  - e) Capacity Building for Security and Development
  - f) Hybrid threats
    - Draft Council conclusions on countering hybrid threats
    - 7692/16 COPS 105 CSDP/PSDC 196 CFSP/PESC 284 JAI 276 POLMIL 35
    - EUMC 42 CIVCOM 62 COEST 88 COAFR 99 COTER 35
    - PROCIV 23 CYBER 33 EF 77 ECOFIN 276 ENER 102
    - POLMAR 3 TRANS 99 ESPACE 22 SAN 123 CSC 90
  - g) Other items in connection with the Council meeting
  - h) Libya
    - Draft Council conclusion
    - 7963/16 MAMA 51 CFSP/PESC 314 RELEX 272 LIBYE 4

**The EEAS presented the latest changes to the agenda and handling of the Council meeting. The Committee agreed on the text of the draft Council conclusions on countering hybrid threats and sent them to the Council for adoption.**

48. Implementing of the EEAS Review: Progress Report of the High Representative to the Council  
5113/16 JUR 9 RELEX 10 POLGEN 1 INST 4 CFSP/PESC 16 CSDP/PSDC 9

**The Committee held an exchange of views on the basis of a presentation by the EEAS of the report issued at the end of 2015. The Presidency announced that it would write a letter to the chairs of the Foreign Affairs and General Affairs Councils summarising the debate and next steps.**

49. EU-India Summit (Brussels, 30 March 2016)  
= Debriefing

**The EEAS and the Commission outlined the outcome of the Summit.**

51. Council Decision amending Decision 2010/413/CFSP concerning restrictive measures against Iran  
and  
Council Implementing Regulation implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran  
7804/16 CORLX 166 CFSP/PESC 303 RELEX 256 CONUN 67 MOG 39  
CONOP 32 COARM 67 FIN 223

**The Committee agreed in principle on the text and agreed that a revised version will be submitted to the continuation of the Committee's meeting on 18 April 2016. During the Committee's meeting of 18 April 2016, the item was approved and submitted for adoption as an "A" item at the Foreign Affairs Council that same day.**

54. EUTM RCA:  
a) Council Decision on a European Union military training mission in the Central African Republic  
b) Council Decision authorising the opening of negotiations with the Central African Republic, for an Agreement on the status of a European Union Military Training Mission in the Central African Republic  
7715/16 CORLX 153 CSDP/PSDC 203 CFSP/PESC 290 COAFR 100  
RELEX 245 CONUN 61 CSC 91 EUTM RCA 4 EUMAM RCA 5  
6951/16 CORLX 106 CSDP/PSDC 133 CFSP/PESC 206 COAFR 70  
RELEX 179 CONUN 48 EUMAM RCA 2 EUTM RCA 1 CSC 68  
7294/16 CORLX 125 CSDP/PSDC 166 CFSP/PESC 245 COAFR 89  
RELEX 208 CONUN 53 EUMAM RCA 4 EUTM RCA 3 CSC 80

**The Committee agreed to forward this item to the Foreign Affairs Council on 18/19 April 2016 for adoption as an "A" item.**

#### **IV. Any other business**

##### **COREPER (PART 1)**

- Proposal for a Regulation of the European Parliament and of the Council establishing a framework on market access to port services and financial transparency of ports  
**(First reading) (Legislative deliberation)**  
= Information from the Presidency

**The Committee took note of the information with regard to the first trilogue and next steps provided by the Presidency.**

##### **COREPER (PART 2)**

- Follow-up to the Council meeting (Agriculture and Fisheries) on 11 April 2016 on EU-Mercosur negotiations

**The Committee took note of the concerns expressed by the French delegation, supported by a large number of other delegations, regarding the upcoming exchange of tariff offers in the context of the EU-Mercosur negotiations, of delegations' comments, some of them supporting the Commission's approach, as well as of the EEAS and Commission's reactions.**

- Adoption of the Data Protection package (written procedure)

##### **Statement by the Commission**

**"With regard to the Statement entered into the Minutes by the UK (document CM 2213/16), the Commission points out that the General Data Protection Regulation is adopted pursuant to Article 16 TFEU, which is not part of Title V of Part Three of the TFEU, and Protocol (No 21) is therefore not applicable to it and no opt-in provision applies to it. Protocol (No 21) does neither apply to Art. 48 of the General Data Protection Regulation nor to any other provision of that regulation, which applies to the UK in the same manner as it applies to the other Member States."**

##### **Intervention of the Council Legal Service**

**"As regards the Statement entered into the Minutes by the UK in the context of the adoption of the General Data Protection Regulation by written procedure on 8 April 2016 (document 5419/16), the Council Legal Service is of the view that the placement of this national statement does not entail recognition by the Council that obligations contained within Article 48 of said Regulation fall within the scope of Title V of Part III TFEU nor that the UK will not be bound by these provisions."**

**"I" items approved****COREPER (PART 1)**

2. Replies to written questions put to the Council by Members of the European Parliament  
= Adoption by silence procedure
  - d) E-013386/2015 - Marie-Christine Arnautu (ENF)  
Suspension of the Schengen agreements  
7184/16 PE-QE 109
  - e) E-015081/2015 - Hugues Bayet (S&D)  
Stepping up external borders checks  
7186/16 PE-QE 110
  - f) E-015981/2015 and E-000696/2016 - Hugues Bayet (S&D)  
Enhanced information exchange between Europol and Member States  
Operationality of the new European Counter Terrorism Centre  
7190/16 PE-QE 113
  - g) E-000318/2016 - Richard Sulík (ECR)  
Qualified majority voting in the Council - blocking minority and postponement of the vote  
7267/16 PE-QE 118
  - h) E-000662/2016 - Dominique Martin (ENF) and Joëlle Mélin (ENF)  
Migration management and subsidiarity  
7192/16 PE-QE 115
  - i) E-001350/2016 - Claude Rolin (PPE)  
Dutch Presidency programme and innovation and job creation in Europe  
7285/16 PE-QE 119
3. Commission Regulation (EU) .../... of XXX amending Annex V to Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products  
= Decision not to oppose adoption  
7420/16 COMPET 140 ENV 187 CHIMIE 18 MI 179 ENT 58 SAN 105  
CONSOM 66  
6300/16 MI 95 ENT 35 CONSOM 37 SAN 56 ECO 15 ENV 82 CHIMIE 5  
+ ADD 1
4. Commission Regulation (EU) .../... of XXX amending Annex IV to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards *Streptomyces* K61 (formerly *S. griseoviridis*), *Candida oleophila* strain O, FEN 560 (also called fenugreek or fenugreek seed powder), Methyl decanoate (CAS 110-42-9), Methyl octanoate (CAS 111-11-5) and Terpenoid blend QRD 460  
= Decision not to oppose adoption  
7554/16 AGRILEG 34  
6985/16 AGRILEG 29



5. Commission Regulation (EU) .../... of XXX amending Annex IV to Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products
  - = Decision not to oppose adoption
    - 7581/16 MI 194 ENT 62 CONSOM 69 SAN 114 ECO 31 ENV 196 CHIMIE 19
    - 6783/16 MI 126 ENT 46 CONSOM 51 SAN 81 ECO 21 ENV 141 CHIMIE 9
    - + ADD 1 REV 1
6. Commission Regulation (EU) .../... of XXX amending Annex VI to Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products
  - = Decision not to oppose adoption
    - 7584/16 MI 195 ENT 63 CONSOM 70 SAN 115 ECO 32 ENV 197 CHIMIE 20
    - 6779/16 MI 125 ENT 45 CONSOM 50 SAN 80 ECO 20 ENV 140 CHIMIE 8
    - + ADD 1
7. Corrigendum of Commission Delegated Regulation of 17 December 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards transitional rules for certain provisions of the Union Customs Code where the relevant electronic systems are not yet operational and amending Delegated Regulation (EU) 2015/2446 of the Commission C(2015) 9248 final
  - = Intention not to raise an objections to a delegated act
    - 7612/16 UD 71 DELACT 60
    - 7145/16 UD 60 DELACT 43
8. Commission Delegated Regulation (EU) .../...of 8.4.2016 correcting Delegated Regulation (EU) 2016/341 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards transitional rules for certain provisions of the Union Customs Code where the relevant electronic systems are not yet operational and amending Delegated Regulation (EU) 2015/2446
  - = Intention not to raise an objections to a delegated act
    - 7615/16 UD 73 DELACT 62
    - 7613/16 UD 72 DELACT 61
    - + ADD 1
9. Commission Delegated Regulation (EU) .../... of 5.4.2016 correcting Delegated Regulation (EU) 2015/2446 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code
  - = Intention not to raise an objections to a delegated act
    - 7608/16 UD 70 DELACT 59
    - 7604/16 UD 69 DELACT 58
10. Preparation for the 39th ICAO Assembly (Montreal, 27 September - 7 October 2016)
  - European Working Paper on a Global MBM scheme for international aviation
    - = Approval
      - 7597/16 AVIATION 56 RELEX 235 ENV 200

11. Proposal for a Council Decision on a Tripartite Social Summit for Growth and Employment  
= Request for the consent of the European Parliament  
7618/1/16 SOC 165 EMPL 107 REV 1  
5820/14 SOC 53
12. Draft Council Decision on the acceptance of the Amendments to the 1998 Protocol to the 1979 Convention on Long-Range Transboundary Air Pollution on Persistent Organic Pollutants  
= Adoption  
7488/16 ENV 193 ENT 59 ONU 32  
8651/15 ENV 269 ENT 81 ONU 61  
+ COR 1  
+ ADD 1  
+ ADD 1 REV 1 (fi)  
+ ADD 1 REV 1 COR 1 (fi)  
+ ADD 1 COR 1  
+ ADD 2  
+ ADD 2 COR 1 (fi)  
+ ADD 2 COR 2
13. Draft Council Decision on the acceptance of the Amendments to the 1998 Protocol to the 1979 Convention on Long-Range Transboundary Air Pollution on Heavy Metals  
= Adoption  
7490/16 ENV 194 ENT 60 ONU 33  
8648/15 ENV 268 ENT 80 ONU 60  
+ COR 1  
+ ADD 1  
+ ADD 1 REV 1 (fi)  
+ ADD 1 REV 1 COR 1 (fi)  
+ ADD 1 COR 1
14. Proposal for a Council Decision on the submission, on behalf of the European Union, of a proposal for the listing of additional chemicals in Annex A, B and/or C to the Stockholm Convention on Persistent Organic Pollutants  
= Confirmation of delegations' voting intentions  
7630/16 ENV 202 ENT 65 ONU 34 CHIMIE 22  
7401/16 ENV 186 ENT 57 ONU 31 CHIMIE 17
15. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 471/2009 on Community statistics relating to external trade with non-member countries as regards conferring of delegated and implementing powers upon the Commission for the adoption of certain measures (**First reading**) (**Legislative deliberation**)  
= Confirmation of the final compromise text with a view to agreement  
7105/16 STATIS 11 COMPET 125 UD 59 CODEC 303

## **COREPER (PART 2)**

22. Case before the European Union General Court  
Case T-56/16 (Oil Pension Fund Investment Company v. Council)  
7078/16 JUR 118 RELEX 184 CFSP/PESC 217 CONOP 25 MOG 27
23. Draft Council Decision appointing a member and an alternate member, proposed by Romania, of the Committee of the Regions  
= Adoption  
7548/16 CDR 38  
7547/16 CDR 37
24. Draft Council Decision appointing a member, proposed by the Italian Republic, of the Committee of the Regions  
= Adoption  
7570/16 CDR 41  
7569/16 CDR 40
25. Draft Council Decision appointing a member, proposed by the Federal Republic of Germany, of the European Economic and Social Committee  
= Adoption  
7535/16 CES 8  
7534/16 CES 7
26. Commission Delegated Regulation (EU) .../... of 23.3.2016 supplementing Directive 2014/59/EU of the European Parliament and of the Council with regard to regulatory technical standards specifying the content of recovery plans, resolution plans and group resolution plans, the minimum criteria that the competent authority is to assess as regards recovery plans and group recovery plans, the conditions for group financial support, the requirements for independent valuers, the contractual recognition of write-down and conversion powers, the procedures and contents of notification requirements and of notice of suspension and the operational functioning of the resolution colleges  
= Decision to extend the period for raising objections  
7559/16 EF 71 ECOFIN 266 DELACT 55  
7444/16 EF 65 ECOFIN 254 DELACT 54
27. Commission Delegated Regulation (EU) .../... of 4.2.2016 specifying further the circumstances where exclusion from the application of write-down or conversion powers is necessary under Article 44(3) of Directive 2014/59/EU of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms  
= Intention not to raise objections to a delegated act  
7561/16 EF 72 ECOFIN 267 DELACT 56  
5854/16 EF 20 ECOFIN 72 DELACT 14

28. Commission Delegated Regulation (EU) .../... of 2.2.2016 supplementing Directive 2014/59/EU of the European Parliament and of the Council with regard to the circumstances and conditions under which the payment of extraordinary ex-post contributions may be partially or entirely deferred, and on the criteria for the determination of the activities, services and operations with regard to critical functions, and for the determination of the business lines and associated services with regard to core business lines  
= Intention not to raise objections to a delegated act  
7562/16 EF 73 ECOFIN 268 DELACT 57  
5775/16 EF 17 ECOFIN 66 DELACT 12
29. Draft Council Decision on the conclusion, on behalf of the European Union, of the Amending Protocol to the Agreement between the European Community and the Republic of San Marino providing for measures equivalent to those laid down in Council Directive 2003/48/EC on taxation of savings income in the form of interest payments  
= Adoption  
7631/16 FISC 43 ECOFIN 270 AELE 21 SM 1  
13445/15 FISC 137 ECOFIN 807 AELE 46 SM 7  
+ COR 1 (en, it)
30. Draft joint statement on the dates for the budgetary procedure and modalities for the functioning of the Conciliation Committee in 2016  
= Outcome of the trilogue on 14 March 2016  
7572/16 FIN 201 INST 122
31. Draft joint statement on the financing of the "new tasks" of the European Union Agency for Law Enforcement Cooperation (EUROPOL)  
= Outcome of the trilogue on 14 March 2016  
7573/16 FIN 202 ENFOPOL 85 INST 123  
+ COR 1 (es)
32. Draft Directive of the European Parliament and of the Council on procedural safeguards for children who are suspects or accused persons in criminal proceedings (First reading)  
= Adoption of the legislative act  
7607/16 CODEC 379 DROIPEN 63 COPEN 95  
PE-CONS 2/16 DROIPEN 4 COPEN 3 CODEC 20

33. Draft Regulation of the European Parliament and of the Council on harmonised indices of consumer prices and the house price index, and repealing Council Regulation (EC) No 2494/95 (First reading)  
= Adoption of the legislative act  
7609/16 CODEC 380 ECOFIN 269 UEM 100 STATIS 15  
+ ADD 1  
PE-CONS 1/16 ECOFIN 14 UEM 5 STATIS 1 CODEC 14  
+ REV 1 (it)

**Statement by Austria**

**"Austria assumes that Article 5(4) of the Regulation on harmonised indices of consumer prices implies the following for Member States: In accordance with the subsidiarity principle, under Article 5(4) Member States may lay down an appropriate provision concerning aspects of the data collection method, e.g. specifying the required level of detail, the level of aggregation and the frequency of data transfer. With regard to the aim of avoiding the imposition on undertakings of any additional burden in connection with this new form of data collection under Article 5(4) (recital 20 - according to COM's explanatory memorandum to the proposal, no impact assessment is required!), it is to be assumed that it will be sufficient for statistical units (enterprises), if requested by the national bodies (as in existing data collection), to send the latter the relevant aggregated data, if available in electronic form, once a month and that Member States may exempt SMEs from the reporting obligation in accordance with the European initiatives (e.g. Better Regulation, Small Business Act)."**

34. Enlargement  
Accession negotiations with Serbia  
= Outcome of screening on Chapter 4: Free movement of capital  
7579/16 ELARG 36
35. Enlargement  
Accession negotiations with Turkey  
= Outcome of screening on Chapter 33: Financial and budgetary provisions  
7739/16 ELARG 39
36. Relations with the ACP States  
Preparation of the 41st session of the ACP-EU Council of Ministers  
(Dakar, Senegal, 28-29 April 2016)  
= Draft Annotated Agenda  
7681/16 ACP 45 FIN 210 PTOM 17  
+ COR 1

37. Draft Council Decision on the signing, on behalf of the European Union, and provisional application of the Agreement between the European Union, Iceland, the Principality of Liechtenstein and the Kingdom of Norway on an EEA Financial Mechanism 2014-2021, the Agreement between the Kingdom of Norway and the European Union on a Norwegian Financial Mechanism for the period 2014-2021, the Additional Protocol to the Agreement between the European Economic Community and the Kingdom of Norway and the Additional Protocol to the Agreement between the European Economic Community and Iceland
- = Adoption
- 6660/16 AELE 5 EEE 3 N 6 ISL 2 FL 4 MI 115 PECHE 56 UD 39  
+ ADD 1
- 6661/16 AELE 6 EEE 1 N 7 ISL 3 FL 5 MI 116 PECHE 57 UD 40  
6956/16 AELE 10 EEE 7 N 12 ISL 7 FL 9 MI 136 PECHE 70 UD 53  
6957/16 AELE 11 EEE 8 N 13 ISL 8 FL 10 MI 137 PECHE 71 UD 54  
6960/16 AELE 13 EEE 10 N 15 ISL 10 FL 12 MI 140 PECHE 73 UD 56  
6959/16 AELE 12 EEE 9 N 14 ISL 9 FL 11 MI 139 PECHE 72 UD 55

**Statement by the Czech Republic, supported by Bulgaria**

**"The Czech Republic appreciates the successful outcome of the negotiations on the EEA Norway FM 2014-2021 and welcomes the final compromise reached.**

**Nevertheless, the Czech Republic tends to recall that from the beginning of the FM 2014-2021 negotiations, we have supported the use of the current Cohesion Fund key for distribution of allocations among all eligible Member States. We reiterate that even if in the spirit of compromise the Czech Republic supported the final outcome of the negotiations we regret that the final calculation of allocations does not fully respect the Cohesion Fund key.**

**In this light the Czech Republic calls on the EEAS and the COM to apply the verified, fair and systemic Cohesion Fund key in the future negotiation process of the FMs 2021+ for both mechanisms, in order to ensure transparency in distribution of FM funds and make the future negotiations less complicated."**

38. Proposal for a Council Decision on the conclusion of the Agreement between the European Union, Iceland, the Principality of Liechtenstein and the Kingdom of Norway on an EEA Financial Mechanism 2014-2021, the Agreement between the Kingdom of Norway and the European Union on a Norwegian Financial Mechanism for the period 2014-2021, the Additional Protocol to the Agreement between the European Economic Community and the Kingdom of Norway and the Additional Protocol to the Agreement between the European Economic Community and Iceland
- = Agreement in principle
  - = Preparation for the request for the consent of the European Parliament
- 6678/16 AELE 8 EEE 5 N 9 ISL 5 FL 7 MI 119 PECHE 59 UD 42  
+ ADD 1  
6679/16 AELE 9 EEE 6 N 10 ISL 6 FL 8 MI 120 PECHE 60 UD 43  
6956/16 AELE 10 EEE 7 N 12 ISL 7 FL 9 MI 136 PECHE 70 UD 53  
6957/16 AELE 11 EEE 8 N 13 ISL 8 FL 10 MI 137 PECHE 71 UD 54  
6960/16 AELE 13 EEE 10 N 15 ISL 10 FL 12 MI 140 PECHE 73 UD 56  
6959/16 AELE 12 EEE 9 N 14 ISL 9 FL 11 MI 139 PECHE 72 UD 55

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39. Draft Council conclusions on the Mission Support Platform  
7709/16 COPS 109 CIVCOM 65 CORLX 152 CSDP/PSDC 202 CFSP/PESC 289  
RELEX 244

**Statement by the Commission**

**"The Commission underlines the need to strive for effectiveness, efficiency and "value for money" in the external action of the EU and to find innovative solutions generating efficiency gains and drawing synergies. The Commission and the HR will set up a Mission Support Platform (MSP), made up of two cells in the Commission and the EEAS aiming at increasing the efficiency of the management and the support of the Common Security and Defence Policy (CSDP) civilian Missions in their key aspects of the enabling functions (Human Resources; Logistic, including support from the central Warehouse; Procurement and Framework Contracts; Finance; IT and Communication and Information Systems (CIS); Document Management/Archiving; Legal Advice; Medical support.). The concept stems from lessons learned of almost ten-years of experience of CSDP civilian Missions, notably on their needs in terms of mission support, and on how to benefit from the opportunities offered by the post Lisbon institutional framework, which gives greater resources and coherence to the CSDP. The Commission, together with the EEAS, will report annually to the Council on the financial and human resources deployed, the activities carried out by the MSP, its performance and achievements."**

40. Force Catalogue 2015  
7271/16 CSDP/PSDC 165  
7270/16 CSDP/PSDC 164 COPS 112 EUMC 45
41. Council Decision amending Decision 2013/184/CFSP concerning restrictive measures against Myanmar/Burma  
7640/16 CORLX 148 CFSP/PESC 281 COASI 37 COARM 61 FIN 209  
7395/16 CORLX 131 CFSP/PESC 256 COASI 35 COARM 54 FIN 198



42. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas  
**(First reading)**  
= Mandate for negotiations with the European Parliament  
7226/16 VISA 78 CODEC 327 COMIX 226

**The Committee approved this item on the basis of the results of the discussion as reflected in document 7899/16.**

**Statement by Ireland**

**"Ireland wishes to record its view that the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas does not constitute a development of the provisions of the Schengen acquis for Ireland. It is a measure pursuant to Title V of Part Three of the Treaty on the Functioning of the European Union and is therefore subject to Protocol (No. 21) to the Treaties on the position of the United Kingdom and Ireland in Respect of the Area of Freedom, Security and Justice. Ireland notes that Regulation (EC) No 1683/1995 of 29 May 1995 was adopted before the Schengen acquis was incorporated into EU law by the Treaty of Amsterdam and was not defined as part of the Schengen acquis in Council Decision 1999/435/EC concerning the definition of the Schengen acquis for the purpose of determining, in conformity with the relevant provisions of the Treaty establishing the European Community and the Treaty on European Union, the legal basis for each of the provisions or decisions which constitute the acquis. Furthermore Ireland notes the precedents set by previous amendments to Regulation (EC) No 1683/1995, namely Regulation (EC) No 334/2002 and Regulation (EC) No 856/2008, which are both subject to the Protocol on the position of the United Kingdom and Ireland annexed to the Treaty on European Union and to the Treaty establishing the European Community. Ireland exercised its right to opt in under Regulation (EC) No 334/2002.**

**Accordingly, Ireland does not consider that it should be automatically excluded from the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas as set out in Recital (5). Ireland remains firmly of the opinion that it is legally correct that Ireland should be entitled to exercise its right to opt into this proposal."**

### **Statement by the United Kingdom**

**"The United Kingdom wishes to record its view that the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas does not constitute a development of the provisions of the Schengen acquis in which the United Kingdom does not take part, and therefore being a measure proposed pursuant to Title V of Part Three of the Treaty on the Functioning of the European Union, is subject to Protocol (No. 21) to the Treaties on the position of the United Kingdom and Ireland in Respect of the Area of Freedom, Security and Justice. The United Kingdom notes that Regulation (EC) No 1683/1995 of 29 May 1995 was not adopted as a development of the provisions of the Schengen acquis in which the United Kingdom does not take part, and notes the precedents set by Regulation (EC) No 334/2002 and Regulation (EC) No 856/2008 which amend Regulation (EC) No 1683/1995, and which are both subject to Protocol (No. 21) to the Treaties.**

**Accordingly, the United Kingdom does not consider that it is automatically excluded from the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas as set out in Recital (5). Instead, the United Kingdom has decided not to exercise its right under Protocol 21 to opt in to the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas."**

43. Proposal for a Council Decision amending Council Decision (EU) 2015/1601 of 22 September 2015 establishing provisional measures in the area of international protection for the benefit of Italy and Greece  
= State of play and guidance for further work  
7500/16 ASIM 47

### **Statement by Slovakia**

**"The position of the Slovak Republic to the 'Draft Council decision amending Council Decision (EU) 2015/1601 of 22 September 2015 establishing provisional measures in the area of international protection for the benefit of Italy and Greece' is without prejudice to the legal action at the Court of Justice of the European Union against a Council Decision (EU) 2015/1601 of 22 September 2015 (Case C-643/15)."**

### **Statement by Hungary**

**"Hungary continues to have serious concerns with the legality of the basic act [Council Decision (EU) 2015/1601 of 22 September 2015] to which end it has introduced a legal action for annulment at the Court of the European Union.**

**Hungary will abstain at the adoption of the Proposal for a Council Decision amending Council Decision (EU) 2015/1601 of 22 September 2015 establishing provisional measures in the area of international protection for the benefit of Italy and Greece, which therefore cannot be considered in any way to alter the position of Hungary in relation to the basic act."**

44. EU Statement on the occasion of the Special Session of the UN General Assembly on the world drug problem in New York on 19 April 2016  
7667/16 CORDROGUE 16 JAI 259 SAN 118 ENFOPOL 87 RELEX 240  
7668/16 CORDROGUE 17 JAI 260 SAN 119 ENFOPOL 88 RELEX 241
50. Council Decision updating and amending the list of persons, groups and entities subject to Articles 2, 3 and 4 of Common Position 2001/931/CFSP on the application of specific measures to combat terrorism, and amending Decision (CFSP) 2015/2430  
and  
Council Implementing Regulation implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and amending Implementing Regulation (EU) 2015/2425  
7802/16 CORLX 164 COTER 42 CFSP/PESC 301 RELEX 255 FIN 221  
7770/16 CORLX 160 COTER 36 CFSP/PESC 297 RELEX 251 FIN 217  
7777/16 CORLX 161 COTER 37 CFSP/PESC 298 RELEX 252 FIN 218
51. Council Decision amending Decision 2010/413/CFSP concerning restrictive measures against Iran  
and  
Council Implementing Regulation implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran  
7967/16 CORLX 168 CFSP/PESC 316 RELEX 274 CONUN 68 MOG 41  
CONOP 35 COARM 68 FIN 231  
7625/16 CORLX 145 CFSP/PESC 277 CONUN 56 MOG 34 CONOP 29  
COARM 58 FIN 206  
7627/16 CORLX 147 RELEX 237 CFSP/PESC 279 CONUN 58 MOG 36  
CONOP 31 COARM 60 FIN 208
52. Draft MULTILAYER 2016 (ML 16) Exercise Specifications (EXSPEC)  
7847/16 COPS 114 CSDP/PSDC 212 POLMIL 39 CIVCOM 69 EUMC 47  
7845/16 COPS 113 CSDP/PSDC 211 POLMIL 38 CIVCOM 68 EUMC 46
53. Force Catalogue 2015 - Report on the results of the Quantitative Comparison and Trend Analysis  
7932/16 CSDP/PSDC 221  
7922/16 CSDP/PSDC 218 COPS 120 EUMC 50
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