



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 14 May 2008

8428/08

CRS/CRP 15

SUMMARY RECORD

**Subject : 2224th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 16 and 18 April 2008**

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 - March 2008
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 - Preliminary ruling in Case No C-34/08, Azienda Agricola Disarò Antonio et al. (Referring Court: Tribunale ordinario, Padua, Italy) – Validity of Council Regulation (EC) No 1788/2003, of 29 September 2003, establishing a levy in the milk and milk products sector
- 22. Case before the Court of Justice
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- 23. Governing Board of the European Agency for Safety and Health at work
 - (a) Appointment of Mr Igor ANTAUER, Slovenian full member
 - (b) Appointment of Ms Maja SKORUPAN, Slovenian alternate member
- 24. Governing Board of the European Foundation for the Improvement of Living and Working Conditions
 - Appointment of Mr Piotr OSTROWSKI, Polish alternate member
- 25. Governing Board of the European Foundation for the Improvement of Living and Working Conditions
 - (a) Appointment of Mr Eamonn McCOY, to replace Mr Gavin MARIE, Irish alternate member, who has resigned
 - (b) Appointment of Mr Rafael GARCÍA MELGAR, to replace Mr Roberto SANTOS SUAREZ, Spanish alternate member, who has resigned
- 26. Draft Commission Regulation amending Annex III to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards the criteria for revision of the annual monitoring programmes concerning BSE
- 27. Council Decision concerning the participation of the European Community in negotiations on international rules and procedures in the field of liability and redress for damage resulting from transboundary movements of living modified organisms under the Cartagena Protocol on Biosafety

II

- 28. Proposal for a Regulation of the European Parliament and of the Council on the banning of exports and safe storage of metallic mercury (Second reading)11
- 29. Proposal for a Decision of the European Parliament and of the Council on the selection and authorisation of systems providing mobile satellite services (MSS) (First reading)11
- Any other business11

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

doc. 8443/08 OJ/CRP1 14

8350/08 OJ/CRP2 14 COMIX 291

The above mentioned agenda is approved with the following changes :

The following items are **added** :

(Coreper Part 2, under I)

30. Enlargement

- **Accession negotiations with Turkey**
= **Fulfilment of an opening benchmark on Chapter 7 : Intellectual property law**
8444/08 ELARG 31

(Coreper Part 2, under II)

13. Preparation of the Council meeting (Justice and Home Affairs) on 18 April 2008

- b) **Other items in connection with the Council meeting**
- iii) **Europol**

(Coreper Part 1, under AOB)

- **Change of date for the HLWP on "Sustainability criteria" (requested by the EL delegation)**

The following items are **withdrawn** :

(Coreper Part 2, under I)

3. Special Report n° 2/2008 concerning Binding Tariff Information (BTI)

8257/08 FIN 126 UD 58

11. (poss.) SIS II

- **Report on open issues related to the SIS II schedule**
8361/08 JAI 173 SIRIS 55 COMIX 295
8370/08 JAI 175 SIRIS 57 COMIX 297

(Coreper Part 2, under II)

- 17. Draft Decision of the Council authorising the Commission to negotiate an updating of the Framework Agreement for Trade and Cooperation between the European Community and its Member States, of the one part, and the Republic of Korea, of the other part or a new Partnership and Cooperation Agreement with the Republic of Korea to replace the aforementioned Framework Agreement**
7173/08 ASIE 23 PVD 16 RESTREINT UE

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

13. Preparation of the Council meeting (Justice and Home Affairs) on 18 April 2008

- a) **Draft Council Decision on the strengthening of Eurojust amending Council Decision 2002/187/JHA of 28 February 2002, as amended by Council Decision 2003/659/JHA setting up Eurojust with a view to reinforcing the fight against serious crime**
7797/1/08 REV 1 COPEN 55 EUROJUST 27 EJN 21

Some scrutiny reservations were lifted and the Committee decided to submit the file to the Council.

- b) **Other items in connection with the Council meeting**
 - i) **Proposal for a Directive of the European Parliament and of the Council on common standards and procedures in Member States for returning illegally staying third-country nationals**

This item was dealt with in the Mixed Committee.

- ii) **Initiative of the Republic of Slovenia, the French Republic, the Czech Republic, the Kingdom of Sweden, the Slovak Republic, the United Kingdom and the Federal Republic of Germany with a view to adopting a Council Framework Decision on the enforcement of decisions rendered *in absentia* and amending Framework Decision 2002/584/JHA on the European arrest warrant and the surrender procedures between Member States, Framework Decision 2005/214/JHA on the application of the principle of mutual recognition to financial penalties, Framework Decision 2006/783/JHA on the application of the principle of mutual recognition to confiscation orders and Framework Decision 2008/.../JHA on the application principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union**
8372/08 COPEN 72

The Committee discussed the compromise package presented by the Presidency and decided to submit this file to the JHA Council on 18 April 2008. The Committee requested the JHA Counsellors to examine the remaining outstanding issues so as to allow the Council to reach a general approach on the text.

iii) Europol

The Committee agreed to amend Article 57 (1bis) (a) of the draft Council Decision establishing the European Police Office as suggested by the Chairman of Europol's Joint Audit Committee in his letter of 9 April 2008 to the Presidency. The text of the new Article 57 (1bis) (a) is contained in 8296/08 EUROPOL 46 COR 1.

14. Proposal for a Directive of the European Parliament and of the Council on the protection of the environment through criminal law (First Reading)

- Preparation for the informal trialogues

8328/08 DROIPEN 35 ENV 225 CODEC 453

8408/08 DROIPEN 36 ENV 230 CODEC 464

Following a discussion in preparation of the first trialogue meeting with the European Parliament, the Committee noted that there was a broad consensus on the proposed document.

15. Preparation of the Council meeting (General Affairs and External Relations) on 28/29 April 2008

A. General Affairs

- Other items in connection with the Council meeting

Le Comité fait le point de l'état de préparation des autres points figurant à l'ordre du jour provisoire de la session Affaires générales.

B. External Relations

- Other items in connection with the Council meeting

Le Comité fait le point de l'état de préparation des autres points figurant à l'ordre du jour provisoire de la session Relations extérieures.

16. EU-Japan Summit preparations

8166/08 PESC 392 COASI 59 RELEX 209 POLGEN 37

The Committee took note of the state of preparations for the EU-Japan Summit and had a discussion on the draft Joint Press Statement to be adopted at the Summit.

18. Presentation of the agenda for the Council meeting (Economic and Financial Affairs) on 14 May 2008

The Committee agreed the provisional agenda for this Council meeting.

Coreper Part 1

II

- 28. Proposal for a Regulation of the European Parliament and of the Council on the banning of exports and safe storage of metallic mercury (Second reading)**
- **Presidency briefing on the outcome of the informal trilogue**

The Presidency informed the Committee about the outcome of the first informal trilogue on 16 April. An updated mandate will be prepared for to the second meeting with the Parliament.

- 29. Proposal for a Decision of the European Parliament and of the Council on the selection and authorisation of systems providing mobile satellite services (MSS) (First reading)**
- **Presidency briefing on the outcome of the trilogue**
 - **Examination of the final compromise text**
8427/08 TELECOM 44 MI 120 CODEC 466

The Presidency informed the Committee on the outcome of the informal trilogue of 15 April 2008. After an exchange of views on the result, the Committee agreed in principle on a text with a few changes to be proposed to the European Parliament in view of an agreement in first reading.

- **Any other business**
 - **Change of date for the HLWP on "Sustainability criteria" (requested by the EL delegation)**

The EL delegation, supported by RO, CY and BU, asks to postpone the Working Party meeting due to the Orthodox Easter holiday. The Presidency agrees and will try to find a solution.
