



**COUNCIL OF
THE EUROPEAN UNION**

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8739/99

LIMITE

PUBLIC 5

TRANSPARENCY

Subject: MONTHLY SUMMARY OF COUNCIL ACTS
APRIL 1999

This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in April 1999. It is accompanied by statements in the minutes which the Council has decided may be released to the public (**Annex II**). It also mentions any votes against and abstentions, as well as explanations of voting.

It should be noted that only the minutes concerning the definitive adoption of legislative acts are authentic. Extracts from the minutes in question, and the information contained in Annexes I and II hereto, are available to the public on the Internet at the "Eudor" website (<http://www.eudor.com>; see "Transparency of the Council's legislative activities");

- in **Annex III**, a list of the other acts ¹ adopted by the Council in April 1999, with a reference, where appropriate, to voting results, explanations of voting and statements which the Council has decided to release to the public.

¹ With the exception of other acts of limited scope such as procedural decisions, appointments, decisions of bodies set up by international agreements, specific budgetary decisions, etc.

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
2172nd Council meeting (Telecommunications) on 22 April 1999			
Decision of the European Parliament and of the Council adopting a programme of Community action on rare diseases within the framework for action in the field of public health (1999 to 2003)	PE-CONS 3602/99 + COR 1 (s)	41/99, 42/99	Against: NL
Decision of the European Parliament and of the Council adopting a programme of Community action on pollution-related diseases in the context of the framework for action in the field of public health (1999 to 2001)	PE-CONS 3603/99	43/99, 44/99, 45/99	
Council Directive on the undesirable substances and products in animal nutrition	6608/99 + COR 1 (p) + COR 1 REV 1 (en) + COR 2 (d) + COR 3 (s)		
Council Decision regarding a Community procedure for information and consultation on crude-oil supply costs and the consumer prices of petroleum products	6238/99 + COR 1 (fin)	46/99	
Council Directive relating to limit values for sulphur dioxide, nitrogen dioxide and oxides of nitrogen, particulate matter and lead in ambient air	6749/99 + COR 1 (dk) + COR 2 (nl) + REV 1 (d)	47/99, 48/99	

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
Regulation of the European Parliament and of the Council amending Council Regulation (EEC) No 3330/91 on the statistics relating to the trading of goods between Member States with a view to reducing the data to be provided	PE-CONS 3608/99 + COR 1 (p)	49/99, 50/99	
Council Regulation amending Regulation (EEC) No 1442/88 on the granting, for the 1988/89 to 1998/99 wine years, of permanent abandonment premiums in respect of wine-growing areas	7016/99		
Council Regulations			
a) amending Regulation (EC) No 2200/96 on the common organisation of the market in fruit and vegetables	6422/99		Abstention: UK
b) amending Regulation (EC) No 2202/96 introducing a Community aid scheme for producers of certain citrus fruits	6423/99		
Council Regulation amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (Chapter 27)	6985/99 + COR 1 (s)		
Council Regulation amending Annex I to Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (drilling platforms)	6987/99		

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
2173rd Council meeting (General Affairs) on 26 April 1999			
Council Decision establishing the second phase of the Community vocational training action programme "Leonardo da Vinci"	7168/99 + COR 1 (f,nl,en,dk,gr,es,p,fin,s) + REV 1 (d,i)		
Council Decision establishing a Community statistical information infrastructure relating to the industry and markets of the audiovisual and related sectors	5698/99 + COR 1 (d,s)		
Council Decision amending Decision 93/389/EEC for a monitoring mechanism of Community CO ₂ and other greenhouse gas emissions	6788/99 + COR 1 (dk)		
Council Directive relating to a reduction in the sulphur content of certain liquid fuels and amending Directive 93/12/EEC	7295/99	51/99	
Council Directive on the landfill of waste	7028/99 + COR 1 (f,gr) + COR 2 (d) + COR 3 (fin)	52/99, 53/99	

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
2174th Council meeting (Industry) on 29 April 1999			
Directive of the European Parliament and of the Council amending Council Directive 85/374/EEC on the approximation of the laws, regulations and administrative provisions of the Member States concerning liability for defective products	PE-CONS 3611/99		
Council Regulation amending Regulation (EEC) No 1210/90 on the establishment of the European Environment Agency and the European environment information and observation network	6787/99	54/99, 55/99, 56/99, 57/99	
Council Regulation establishing common rules and procedures to apply to shipments to certain non-OECD countries of certain types of waste	7084/99		
Directive of the European Parliament and of the Council amending Council Directive 67/548/EEC as regards the labelling of certain dangerous substances in Austria and Sweden	PE-CONS 3609/99		
Council Directive on a system of mandatory surveys for the safe operation of regular ro-ro ferry and high speed passenger craft services	7382/99 + COR 1 (fin)	58/99, 59/99, 60/99, 61/99, 62/99	
Council Directive on transportable pressure equipment	7370/99	63/99	

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
Council Directive on the registration documents for vehicles	11408/1/98 REV 1	64/99, 65/99, 66/99, 67/99	
Council Regulation on the registration and operation within the Community of certain types of civil subsonic jet aeroplanes which have been modified and recertificated as meeting the standards of Volume I, Part II, Chapter 3 of Annex 16 to the Convention on International Civil Aviation, third edition (July 1993)	6590/99 + COR 1 (dk) + COR 2	68/99, 69/99, 70/99, 71/99	
Council Decision adopting the third phase of the trans-European cooperation scheme for higher education (TEMPUS III) (2000-2006)	5315/99		
Council Directive amending for the second time Directive 90/394/EEC on the protection of workers from the risks related to exposure to carcinogens at work and extending it to mutagens	13835/1/98 REV 1	72/99, 73/99, 74/99, 75/99, 76/99, 77/99	
Council Regulation (EC) amending Regulation (EEC) No 1408/71 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community and Regulation (EEC) No 574/72 laying down the procedure for implementing Regulation (EEC) No 1408/71 (various amendments 1998)	7179/99 + COR 1 (s) + COR 2 (f) + REV 1 (p)		

APRIL 1999			
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES AND EXPLANATIONS OF VOTE
Council Decisions a) amending Decision 93/383/EEC on reference laboratories for the monitoring of marine biotoxins b) on reference laboratories for monitoring bacteriological and viral contamination of bivalve molluscs Council Regulations (EC) - laying down the requirements for the implementation of Community operations, other than those of development cooperation, which, within the framework of Community cooperation policy, contribute to the general objective of developing and consolidating democracy and the rule of law and to that of respecting human rights and fundamental freedoms in third countries - laying down the requirements for the implementation of development cooperation operations which contribute to the general objective of developing and consolidating democracy and the rule of law and to that of respecting human rights and fundamental freedoms	10201/98 + COR 1 + COR 2 + COR 3 10203/98 + COR 1 (d) + COR 2 7513/99 7547/99	78/99 79/99, 80/99, 81/99, 82/99, 83/99, 84/99, 85/99, 86/99	

STATEMENT 41/99

Joint statement by the European Parliament, the Council and the Commission

The European Parliament, the Council and the Commission declare that, among the priorities to be addressed in the future programme on public health, they will pay particular attention to rare diseases and pollution-related diseases and will give careful consideration to the budgetary consequences.

STATEMENT 42/99

Statement by the Commission

The Commission undertakes to inform the European Parliament each year of Decisions adopted in implementation of this programme.

STATEMENT 43/99

Joint statement by the European Parliament, the Council and the Commission

The European Parliament, the Council and the Commission declare that, among the priorities to be addressed in the future programme on public health, they will pay particular attention to rare diseases and pollution-related diseases and will give careful consideration to the budgetary consequences.

STATEMENT 44/99

Statement by the Commission

In its application of the information aspects of the pollution-related diseases programme, the Commission will endeavour as a priority to support initiatives integrating Member State competent authorities and concerned professionals.

STATEMENT 45/99

Statement by the Commission

The Commission undertakes to inform the European Parliament each year of Decisions adopted in implementation of this programme.

STATEMENT 46/99

"The Commission declares that the time-limit set out in Article 3(1)(a) will continue to be applied in a flexible manner taking account of any relevant circumstances which may cause a short delay in a Member State's communication to the Commission.

The Council takes note of this statement."

STATEMENT 47/99

Directive

"The Belgian and Netherlands delegations state that, in order to achieve the aim of the air-quality objectives of this Directive, strong Community policy is required, in particular as to the implementation of the Acidification Strategy and the Auto-oil Programme."

STATEMENT 48/99

Article 10

"In order to facilitate the objectives of the Directive, Member States and the Commission undertake to encourage and support research into the long-term health effects of pollution by sulphur dioxide and oxides of nitrogen, research into particulate matter, its composition, origin and mechanism of transport within the atmosphere, and the effects of long-term exposure to particulate matter; research into the epidemiology and toxicology of lead, and the investigation into deposition limit values for lead; other relevant research as required."

STATEMENT 49/99

Council statement

The Council will examine the proposal for a European Parliament and Council Regulation amending Council Regulation (EC) No 3330/91 on the statistics relating to the trading of goods between Member States, with specific reference to the nomenclature of products, preserving the principle of one single nomenclature and taking into account the amendments of the European Parliament and the results of the ongoing discussions conducted by the Commission in the SLIM framework.

STATEMENT 50/99

Commission statement

Taking into account the report from the Working Group on Statistics approved by the ECOFIN Council on 18 January 1999, the Commission will submit to the European Parliament and the Council a report on the INTRASTAT system before the end of 1999; the report will consider the results of studies and work under the SLIM/INTRASTAT initiative, in particular with reference to quality and burdens on businesses, and will include implications for the activities under the EDICOM programme. The Commission will propose any amendment to Council Regulation (EEC) No 3330/91 it considers necessary.

STATEMENT 51/99

"The Council and the Commission agree that the Commission and the Member States should work within the MARPOL Convention to have the North Sea designated as a SOx emission control area at the 43rd session of IMO's Marine Environment Protection Committee in 1999 and propose if justified other sensitive areas in the framework of a global agreement within the MARPOL Convention on sensitive areas."

STATEMENT 52/99

"The Council is of the view that the attainment of the targets set out in Article 5 could be facilitated by the implementation of a Community instrument on composting."

STATEMENT 53/99

"The United Kingdom delegation considers that no case has, however, yet been made to support the view that the objective of increased composting could be better achieved by action at the Community level."

STATEMENT 54/99

"Recalling its statement made at the time of the adoption of Regulation 1210/90, the Council notes that since no specific linguistic arrangements have been made for the Agency, Council Regulation No 1 of 15 April 1958 (OJ 17, 6.10.1958) as amended by the Acts of Accession of 1972, 1979, 1985 and 1994 is applicable."

STATEMENT 55/99

The French delegation approves the provisions of the Council Regulation amending Regulation (EEC) No 1210/90 of 7 May 1990 on the establishment of the European Environment Agency and the European environment information and observation network.

However, it notes that the provisions at present in force on the linguistic arrangements for the Agency have led in reality to the use of a single language for both the Agency's internal work and the circulation of documents to the public. It therefore keenly regrets that the amended Regulation does not contain any provision on the Agency's linguistic arrangements.

France reiterates its belief that the Agency's linguistic arrangements must be consistent with the common arrangements applying to the Community institutions, i.e. those laid down in amended Regulation No 1/58 of 15 April 1958.

In France's view, the Agency will be able to perform its role as purveyor of information on the state of the environment to the public only if it circulates the relevant documents in the official language or languages of the Member States in which the information is disseminated."

STATEMENT 56/99

"The Greek and the Spanish delegations state that, in accordance with the statement by the Council on the language regime of the European Environment Agency, all publications of general interest shall be translated into the official languages of the Community".

STATEMENT 57/99

"The Danish delegation notes that the amended Regulation will not require an increased budget per se, and is of the view that the future budget allocation should be based on an assessment of the Agency's Annual Work Programme which derives from the tasks outlined in the Regulation."

STATEMENT 58/99

Re Directive

"The Danish, German and Netherlands delegations are willing to join the majority of Member States in supporting this Directive, in view of its specific nature, which involves the safety of passengers on board ro-ro ferries.

The Legal Services of the Council and the Commission have reassured the Council that neither the United Nations Law of the Sea nor the SOLAS Convention are contradicted by the application of this Directive to third flag ships. However, should ships flying the flag of a Member State suffer any retaliation caused by this Directive, the said delegations urge the Commission to propose an amendment.

Furthermore, the Danish, German and Netherlands delegations wish to put on record that this Directive should not serve as a precedent for the application to third flag ships of other EU measures in this or any other segment of the maritime market."

STATEMENT 59/99

Re Articles 11(8) and 16

"The Commission and the delegations of the Member States declare that, in establishing, for the Committee referred to in Article 16, rules of procedure concerning the time schedules, due account will be taken of the need for decisions under Article 11(8) to be taken quickly."

STATEMENT 60/99

Re Article 19(1)

"All delegations declare that they will endeavour to provide for the adoption of the laws, regulations and administrative provisions necessary to comply with this Directive well before the deadline provided for in Article 19(1)."

STATEMENT 61/99

Re Article 20

"The Council, the Member States and the Commission consider that, by the adoption of this Directive, together with Council Regulation (EC) No 3051/95 on the safety management of roll-on/roll-off passenger ferries (ro-ro ferries) ¹ and Council Directive 98/41/EC on the registration of persons sailing on board passenger ships operating to or from ports of the Member States of the Community ², all requests by the Council for proposals and for Council decisions, as listed in Section II of its Resolution of 22 December 1994 on the safety of roll-on/roll-off passenger ferries ³, have been fully met."

¹ OJ L 320, 30.12.1995, p. 14.

² OJ L 188, 02.07.1998, p. 35.

³ OJ C 379, 31.12.1994, p. 8.

STATEMENT 62/99

re Article 20

"The Council, the Member States and the Commission agree that, in the assessment of the implementation of this Directive as referred to in Article 20, an overall evaluation will also be made of progress achieved in the field of safety of ro-ro passenger ferries and high speed passenger craft, resulting from the implementation of the abovementioned Community measures adopted in reply to the requests of the Council Resolution of 22 December 1994."

STATEMENT 63/99

re Annex V

"The Member States and the Commission undertake, as soon as possible and in the context of the forthcoming review of the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) and of the Regulations concerning the International Carriage of Dangerous Goods by Rail (RID), to propose the modules to be followed for conformity assessment of transportable pressure equipment at least in accordance with the following table:

<i>Category of transportable pressure equipment</i>	<i>Modules</i>
1. <i>receptacles for which the product of the test pressure and the capacity is no more than 30 MPa x litre (300 bar x litre)</i>	<i>A1, or D1 or E1</i>
2. <i>receptacles for which the product of the test pressure and the capacity is more than 30 and no more than 150 MPa x litre (300 and 1 500 bar x litre respectively)</i>	<i>H, or B in combination with E, or B in combination with C1 or B1 in combination with F, or B1 in combination with D</i>
3. <i>receptacles for which the product of the test pressure and the capacity exceeds 150 MPa x litre (1 500 bar x litre), and tanks</i>	<i>G, or H1, or B in combination with D, or B in combination with F</i>

Should the international organisations concerned decide to adopt the above amendment, the Member States and the Commission will ensure that a corresponding amendment is made to the table in Annex V to this Directive by means of the procedure laid down in Article 15."

STATEMENT 64/99

Re Article 4

"The Council and the Commission point out that this Directive does not prevent Member States from requiring documents other than the registration certificate, either in the course of roadside checks or on re-registration. In the latter case, in particular, Member States may require presentation of the certificate of conformity."

STATEMENT 65/99

Re Articles 6 and 7

"The Commission intends to separate clearly questions arising pursuant to this Directive and to group them in agendas for meetings of the Committee set up under Article 8 of Directive 96/96/EC ¹, so as to enable the Member States to ensure appropriate representation within that Committee."

STATEMENT 66/99

Re Article 8(2)

"The Council requests the Commission to take particular care to ensure that the Member States send in their model registration certificates adopted in accordance with Annexes I and II."

¹ Council Directive 96/96/EC of 20 December 1996 on the approximation of the laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers (OJ L 46, 17.2.1997, p. 1).

STATEMENT 67/99

Re Annex I, point VI, code V.9

"The Council requests the Commission to define as rapidly as possible, on the basis of existing Community legislation on EC type-approval of vehicles and in accordance with the appropriate procedure, the environmental categories referred to in code V.9 of point VI in Annex I to this Directive."

STATEMENT 68/99

Re: the Regulation

Statement by the Commission

"The Commission undertakes, in the light of the forecast growth in the air transport sector and the associated increase in noise pollution around airports, to continue to assess the necessity to submit further measures concerning new and more stringent noise emission standards for civil subsonic aeroplanes, bearing in mind ICAO activities in this regard.

The Commission undertakes to observe closely the information to be furnished by Member States on the number of hushkitted Chapter 2 aeroplanes registered prior to 1 April 1999 in order to assess whether there is a risk of an acceleration therein."

STATEMENT 69/99

Joint statement by the Member States and the Commission

"Member States and the Commission undertake to take appropriate measures within their power with a view to ensuring that the possibility of granting exemptions under Article 4(1) is not abused."

STATEMENT 70/99

Re: Article 6: the airport of Gibraltar

Statement by Spanish delegation

"The Kingdom of Spain points out that the inclusion of the two clauses regarding Gibraltar airport in Article 6 of this Regulation is not linked to the operation of recertificated aeroplanes at that airport, but to the need to make adoption of the Regulation compatible with the existence of a dispute between Spain and the United Kingdom regarding sovereignty over the territory on which the airport is situated. The existence of this dispute has been expressly referred to in various air transport provisions adopted by the Council, as well as in the joint statement on the use of that airport made in London on 2 December 1987 by the Ministers for Foreign Affairs of Spain and the United Kingdom, implementation of which is a prior condition for the application of any Community rule on air transport to Gibraltar airport. Accordingly, the Kingdom of Spain states that the inclusion of the two clauses regarding Gibraltar airport in Article 6 of this Regulation highlights the need for any Community provision applicable to that airport to be legally and technically consistent with the provisions already in force."

STATEMENT 71/99

Statement by United Kingdom delegation

"The United Kingdom delegation wishes to emphasise that this Regulation is in principle applicable to Gibraltar; and that the United Kingdom's acceptance of Article 6 relates exclusively to the particular scope and circumstances of this Regulation, and that it is entirely without prejudice to the question of the application to Gibraltar of other European Community or European Union measures, or to the position in international law on sovereignty over the territory in which Gibraltar airport is situated. The same considerations apply, in each case, to the United Kingdom's acceptance of analogous provisions in previous aviation legislation."

STATEMENT 72/99

Statement concerning Wood Dusts

"Spain considers that, in order to protect the health of workers from the risks arising from exposure to other wood dusts, any binding limit values which might be agreed in future should be introduced into Directive 98/24/EC insofar as there is insufficient evidence confirming the carcinogenic nature of such dusts.

It also states that a more thorough study of the health risks for workers exposed to wood dust and of other agents present in both the dust itself and the working environment is essential in order that the fund of current knowledge of the risks to which workers may be exposed may be extended and that the measures which need to be taken by undertakings to ensure effective worker protection in the context of both Directive 90/394/EEC and Directive 98/24/EC may be revised and improved accordingly.

In the framework of the Business Test Appraisal Panel promoted by the Commission, Spain also takes the view that any planned new regulations in the future which have repercussions for the Internal Market, such as the present proposal, must include an appraisal of the administrative charges and adaptation costs involved and of the implications which such charges and costs may have for employment."

STATEMENT 73/99

Statement concerning Crystalline Silica

"The Council notes that, in the context of processes involving a risk of inhalation of crystalline silica dusts, the International Agency for Research on Cancer has recently classified crystalline silica as a carcinogen.

Having regard both to this specific risk, and to the associated risk of silicosis, the Council invites the Commission to consider, on the basis of the latest scientific evidence, whether crystalline silica should be the subject either of an exposure limit value in Directive 98/24/EC (Chemical Agents Directive) or of an exposure limit value in Annex III of Directive 90/394/EEC and, if so, to come forward with appropriate proposals."

STATEMENT 74/99

Statement concerning Reproductive Toxins

"The Council, whilst recognising that risks arising from possible exposure to reproductive toxins are already subject to the provisions of Directive 98/24/EC (Chemical Agents Directive), invites the Commission to consider on the basis of the latest scientific evidence whether specific measures, possibly in the context of Directive 90/394/EEC as amended by the present Directive, are required in respect of these substances and, if so, to come forward with appropriate proposals."

STATEMENT 75/99

re Article 1(5)

"The Council invites the Commission to seek within two years a clear scientific assessment as to whether other wood dusts should be treated as carcinogens and, if appropriate, to produce further proposals."

STATEMENT 76/99

re Article 1(6)

"The Netherlands now considers that the proposal to lower the limit value for vinyl chloride monomer (VCM) to half the current value is impracticable and also that the need for this has not been sufficiently demonstrated.

Naturally, the Netherlands does not wish to avoid any necessary and practicable reduction in the limit value for VCM in the future and therefore invites the Commission, as soon as possible and no later than two years after the adoption of this Directive, to submit proposals for a review of the current VCM limit value in the light of the most recent scientific information and in accordance with the procedure laid down in Directive 98/24/EC (Chemical Agents Directive)."

STATEMENT 77/99

re Article 1(6)

"The Council states that, as it would not wish to delay the inclusion of hardwood dusts in Annex I of Directive 90/394/EEC, it has at this stage adopted the proposed limit value of 5mg/m³. To further increase the safety of workers, the Council stresses that this level should be reviewed at the earliest possible date."

STATEMENT 78/99

"The Commission notes the Council's unanimous resolve to amend the legal base for the proposal for a European Parliament and Council decision amending Council Decision 93/383/EEC of 14 June 1999 on reference laboratories for the monitoring of marine biotoxins and for the proposal for a European Parliament and Council Decision on reference laboratories for monitoring bacteriological and viral contamination of bivalve molluscs, and to adopt Article 43 of the Treaty as base, rather than Article 100a as proposed by the Commission.

The Commission considers that Article 100a is the appropriate legal base for the two measures, since the main aim of the proposals does not fall first and foremost within the scope of the common agricultural policy but within that of public health and the internal market.

The Commission therefore reserves full rights in respect of the Council's decision."

STATEMENT 79/99

Council and Commission statement re Article 1 of the draft Regulation based on Article 235

"The Council and the Commission note that this Regulation does not affect the Community's existing powers on human rights."

STATEMENT 80/99

Commission statement re Article 2(3)(a) of both Regulations

"This will be carried out by enhancing the capacity of local civil-society organisations (human rights and democracy groups and other NGOs, professional associations, universities, etc.), to collect relevant information, to exchange this information with each other (networking) and to effectively voice respective concerns both locally and internationally."

STATEMENT 81/99

Commission statement re Article 6(b) of both Regulations

"In the context of Community action, taking into account the eligibility criteria and the need to ensure the efficiency and quality of cofinanced operations, the Commission will endeavour to extend, as far as possible, the network of collaborating bodies, not excluding small organisations."

STATEMENT 82/99

Commission statement re Article 9a of the Regulation based on Article 235 and re Article 10 of the Regulation based on Article 130w

"The Commission recalls that, under the terms of the declaration by the European Parliament, the Council and the Commission of 6 March 1995, legislative instruments which concern multiannual programmes and which are not subject to codecision do not refer to an amount deemed necessary.

As the Commission's proposal concerning the Council Regulation (EC) laying down the requirements for the implementation of development cooperation operations which contribute to the general objective of developing and consolidating democracy and the rule of law and to that of respecting human rights and fundamental freedoms does not provide for the inclusion of any reference to finance, such reference is included under the sole responsibility of the Council and does not affect the competence of the budgetary authority."

STATEMENT 83/99

Commission statement re Article 12 of the Regulation based on Article 235 and re Article 13 of the Regulation based on Article 130w

"The Commission regrets that on these points the Council has amended the Commission proposal by replacing the type I advisory committee procedure with a type III(a) regulatory committee procedure; it considers that the procedure which it proposed or the management procedure would be better suited to the requirements here."

STATEMENT 84/99

Commission statement re Article 13(2) of the Regulation based on Article 235 and re Article 14(2) of the Regulation based on Article 130w

"The Commission states that this consultation will take place in writing."

STATEMENT 85/99

Commission statement re Article 14 of the Regulation based on Article 235 and re Article 15 of the Regulation based on Article 130w

"To this end, the work of the Committee, including its discussion of general policy and the annual exchanges of views on the general guidelines under Article 14 of the Regulation, will pursue the objective of ensuring consistent implementation of the European Union's human rights policy."

STATEMENT 86/99

Commission statement re Article 21, second paragraph, of the Regulation based on Article 235 and re Article 20, second paragraph, of the Regulation based on Article 130w

"It is a matter of regret to the Commission that the Council has amended the Commission proposal by opting to make the Regulation of limited duration. The Commission considers the nature of the planned assistance and the objectives set for the activities to be conducted under the Regulation (as evident from Articles 1, 1a and 2 and from Articles 1 and 2 respectively) do not warrant a cut-off date.

The Commission furthermore considers that, in the interests of ensuring that operations to promote human rights and democratic principles are as effective as possible, it is advisable not to prejudge the outcome of the overall evaluation to be carried out by the Commission three years after the entry into force of the Regulation (as provided for in Article 20 and in Article 19 respectively), which will include proposals regarding the future of the Regulation."

APRIL 1999	
OTHER ACTS	Votes made public
Written procedure completed on 14 April 1999 Council Common Position on the Regulation on the European Regional Development Fund (ERDF) 6405/1/99 REV 1 Council Common Position on the Regulation on the European Social Fund (ESF) 6406/1/99 REV 1 Written procedure completed on 16 April 1999 Common Position defined by the Council on the basis of Article J.2 of the Treaty on European Union concerning Libya 7318/99 Written procedure completed on 20 April 1999 Council Regulation suspending the application of Regulation (EC) No 3274/93 preventing the supply of certain goods and services to Libya 7339/99 + COR 1 (fin) 2172nd Council meeting (Telecommunications) on 22 April 1999 Council Decision concerning the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Republic of Slovenia concerning the system of ecopoints to be applied to Slovenian transit traffic through Austria as from 1 January 1997 6512/99 + COR 1 (f,d,i,dk,gr,p,fin,s) + COR 2 (gr) Common Position with a view to adopting a Directive of the European Parliament and of the Council on the approximation of the laws of the Member States relating to measures to be taken against the emission of gaseous and particulate pollutants from compression ignition engines for use in vehicles, and the emission of gaseous pollutants from positive ignition engines fuelled with natural gas or liquefied petroleum gas for use in vehicles and amending Council Directive 88/77/EEC 5734/99 + COR 1 (fin) Resolution of the Council and the Representatives of the Governments of the Member States, meeting within the Council, on a Code of Conduct for improved cooperation between authorities of the Member States concerning the combating of transnational social security benefit and contribution fraud and undeclared work, and concerning the transnational hiring-out of workers 6491/99	

APRIL 1999	
OTHER ACTS	Votes made public
Council Regulation establishing a special framework of assistance for traditional ACP suppliers of bananas 7038/99 <u>Statement by the Commission released to the public</u> <i>Deployment of funds will be contingent on effective strategies being in place for achieving sustainability within the industry. Where no sustainable strategy for improving competitiveness can be applied within the banana industry, funds will be used to support appropriate diversification proposals.</i> Council Decision providing macro-financial assistance to Albania 6954/99 Written procedure completed on 23 April 1999 Common Position defined by the Council on the basis of Article J.2 of the Treaty on European Union concerning a ban on the supply and sale of petroleum and petroleum products to the Federal Republic of Yugoslavia (FRY) 7592/99 2173rd Council meeting (General Affairs) on 26 April 1999 Council Decision on the signature by the European Community of the Agreement on the International Dolphin Conservation Program 6264/99 Council Decision concerning the extension of Common Position 96/635/CFSP on Burma/Myanmar 7526/99 Joint Action adopted by the Council on the basis of Article K.3 of the Treaty on European Union, establishing projects and measures to provide practical support in relation to the reception and voluntary repatriation of refugees, displaced persons and asylum seekers, including emergency assistance to persons who have fled as a result of recent events in Kosovo 7441/99	

APRIL 1999	
OTHER ACTS	Votes made public
Council Decision amending Decision 88/591/ECSC, EEC, Euratom establishing a Court of First Instance of the European Communities to enable it to give decisions in cases when constituted by a single Judge 6678/99 Council Decision concerning the conclusion of the Protocol on the extension of the Cooperation Agreement between the European Community and the member countries of ASEAN to the Socialist Republic of Vietnam 5238/97 2174th Council meeting (Industry) on 29 April 1999 Council Decision concerning the conclusion of the Agreement amending the Agreement for Scientific and Technological Cooperation between the European Community and Canada 7478/99, 13859/98 Council Decision concerning the conclusion of the Agreement amending the Agreement relating to scientific and technical cooperation between the European Community and Australia 7483/99, 5910/99 Council Recommendation on the provision for the detection of false or falsified documents in the visa departments of representations abroad and in the offices of domestic authorities dealing with the issue or extension of visas 7296/99 + COR 1 (s) Council and Commission Decision concerning the conclusion of the Agreement between the European Communities and the Government of Canada regarding the application of their competition laws 6962/99 + REV 1 (fin), + COR 1 (f), + COR 2 (d), + COR 3 (i), + COR 4 (nl), + COR 5 (en)-, + COR 6 (dk), + COR 7 (gr), + COR 8 (es), + COR 9 (p), + COR 10 (fin), + COR 11(s), + COR 12 (nl), + COR 13 (f,d,i,nl,en,dk,gr,es,p,s) Council Decision extending Europol's mandate to deal with forgery of money and means of payment 6320/1/99 REV 1 Act No 1/99 of the Joint Supervisory Body of Europol of 22 April 1999 laying down its Rules of Procedure 7195/99	

APRIL 1999	
OTHER ACTS	Votes made public
Council Regulation prohibiting the sale and supply of petroleum and certain petroleum products to the Federal Republic of Yugoslavia 7678/99	

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