



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 12 May 2009

8941/09

CRS/CRP 17

SUMMARY RECORD

**Subject : 2271st meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 21-24 April 2009**

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

doc. 8834/09 OJ/CRP1 15 + AMD 1
8843/09 OJ/CRP2 15 COMIX 322

The above mentioned agenda is approved with the following changes:

The following items are **added** :

(Coreper Part 2, under I)

60. Draft Council statement on the Comprehensive Nuclear-Test-Ban Treaty (CTBT)
8933/09 CONOP 23 COPOL 28

61. Iran

- **Draft conclusions**
8940/09 PESC 501 CONOP 24 COMEM 74

The following items are **withdrawn** :

(Coreper Part 1, under I)

5. Proposal for a Council Decision on the signature and provisional application of the EU-Canada Air Transport Agreement

- **Adoption**
8303/09 AVIATION 59 CDN 7 RELEX 307 + REV 1 (cs) + COR 1 (hu)
+ COR 2
8599/09 AVIATION 63 CDN 11 RELEX 327

(Coreper Part 2, under I)

27. Proposal for a Directive of the European Parliament and of the Council amending Directives 2006/48/EC and 2006/49/EC as regards banks affiliated to central institutions, certain own funds items, large exposures, supervisory arrangements and crisis management

8726/09 ECOFIN 279 EF 54 CODEC 541 + COR 1

45. (poss.) Equatorial Guinea: ratification of the revised Cotonou Agreement

- **Letter to the President of the Council of ACP Ministers**
8733/09 ACP 90 COAFR 127 RELEX 335

The following item on the agenda of CRP2 under part I, is **transferred** under part II :

46. Recommendation from the Commission to the Council in order to authorise the Commission to open negotiations for an Economic Integration Agreement with Canada

8591/09 WTO 69 SERVICES 18 CDN 10 RESTREINT UE

The following item on the agenda of CRP1 under "Any other business", is **transferred** under part II :

62. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EEC) No 95/93 on common rules for the allocation of slots at Community airports (First reading)

- **Analysis of the compromise text with a view to agreement**
9025/09 AVIATION 67 CODEC 620

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

Coreper Part 1

II

2. **Review of the EU regulatory framework for electronic communications networks and services (Second reading) (This item will be discussed in restricted session)**
- (a) **Proposal for a Directive of the European Parliament and of the Council amending Directives 2002/21/EC on a common regulatory framework for electronic communications networks and services, 2002/19/EC on access to, and interconnection, of electronic communications networks and associated facilities, and 2002/20/EC on the authorisation of electronic communications networks and services**
- **Analysis of the compromise text with a view to agreement**
8848/09 TELECOM 75 MI 159 COMPET 212 CONSOM 79 CODEC 555
 - **Information from the Presidency**
 - **Preparation for the next trialogue**
- (b) **Proposal for a Directive of the European Parliament and of the Council amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks, Directive 2002/58/EC concerning the processing of personal data and the protection of privacy in the electronic communications sector and Regulation (EC) No 2006/2004 on consumer protection cooperation**
- **Preparation for the next informal trialogue**
8849/09 TELECOM 76 MI 160 COMPET 213 DATAPROTECT 29
CONSOM 80 CODEC 556
 - **Presidency briefing on the outcome of the trialogue**
 - **Analysis of the compromise text with a view to agreement**
8885/09 TELECOM 78 MI 162 COMPET 215 DATAPROTECT 30
CONSOM 82 CODEC 570
- (c) **Proposal for a Regulation of the European Parliament and of the Council establishing a Body of European Regulators for Electronic Communications and the Office**
- **Analysis of the compromise text with a view to agreement**
8805/09 TELECOM 74 MI 158 COMPET 208 DATAPROTECT 27
CONSOM 78 CAB 15 CODEC

This item was discussed in restricted session.

13. Proposal for a Directive of the European Parliament and of the Council on Stage II petrol vapour recovery during refuelling of passenger cars at service stations (First reading)

- **Presidency briefing on the outcome of the informal trialogue**
- **Analysis of the compromise text with a view to agreement**

8710/09 ENV 305 ENER 128 IND 41 TRANS 150 CODEC 540

The Committee approved the final compromise text set out in the second column of the table annexed to document 8710/09 and mandated its president to write to the European Parliament to confirm the first reading agreement. The Committee took note of the Commission statement set out in 8710/09 ADD 1 and of the oral statement made by its representative during the meeting, confirming that the Commission would review the entire directive and not only those issues explicitly mentioned in the review clause.

14. Proposal for a Regulation of the European Parliament and of the Council concerning trade in seal products (First reading)

- **Presidency briefing on the outcome of the informal trialogue**
- **Preparation for the informal trialogue**

8215/09 ENV 267 AGRI 141 MI 129 COMER 51 PECHE 80 CODEC 466

- **Presidency briefing on the outcome of the informal trialogue**
- **(poss.) Analysis of the compromise text with a view to agreement**

8866/09 ENV 311 AGRI 175 MI 161 COMER 57 PECHE 98 CODEC 557

On 22 April, the Committee mandated the Presidency to seek to negotiate a first reading agreement with the European Parliament on the basis of the third column of the table annexed to document 8215/09 and subject to the tactical considerations discussed during the meeting.

On 24 April, the Committee agreed on the final compromise text and mandated its president to write to the European Parliament to confirm the first reading agreement set out in 8866/09, together with those modifications agreed during the meeting. It noted that, when the Council adopted the Regulation (by accepting all the European Parliament's amendments), DK/AT/RO would abstain and that DK would also make a statement. It further noted a statement by FI, expressing its view that the agreed text would allow trade in seal products resulting from small-scale hunting to continue.

- 15. Proposal for a Directive of the European Parliament and of the Council amending Directive 2003/88/EC concerning certain aspects of the organisation of working time (Third reading) (This item will be discussed in restricted session)**
- **Presidency briefing on the outcome of the trialogue**
 - **Preparation for the next trialogue within the conciliation**
 - **Presidency briefing on the outcome of the trialogue on 22 April 2009**
 - **Preparation for the next trialogue within the conciliation**

La Présidence informe le Comité des résultats du trilogue du 15.4.2009.

Le Comité examine, sur base du document 8824/09, des propositions de compromis de la Présidence en vue du trilogue du 23.4.2009.

- 16. Proposal for a Decision of the European Parliament and of the Council establishing an audiovisual cooperation programme with professionals from third countries (Media Mundus) (First reading)**
- **Presidency briefing on the outcome of the informal trialogue**
 - **Analysis of the compromise text with a view to agreement**
- 8847/09 AUDIO 16 RELEX 350 CULT 34 COMPET 211 CODEC 554

The Committee confirms its agreement to the text resulting from the informal trialogue on 21 April 2009 found in the fourth column of document 8847/09. The President will inform the Chair of the European Parliament's CULT Committee in accordance with the usual procedures.

- 17. Preparation of the Council meeting (Education, Youth and Culture) on 11 and 12 May 2009**

1. Setting of the provisional agenda

The Committee agrees on the provisional agenda for the forthcoming Council meeting (Education, Youth and Culture) as set out in 9407/09.

- 2. Enhancing partnerships between education and training institutions and employers in the context of lifelong learning**
- **Adoption of conclusions of the Council and the Representatives of the Governments of the Member States, meeting within the Council**
(Public debate, pursuant to Article 8(3) CRP (proposed by the Presidency))
8747/09 EDUC 64 SOC 249 COMPET 205

The results of the discussion of this point are set out in 8986/09.

3. Strategic framework for European cooperation in education and training ("ET 2020")

- Adoption of Council conclusions

- Exchange of views

(Public debate, pursuant to Article 8(3) CRP (proposed by the Presidency))

17535/08 EDUC 291 SOC 806 MI 568 COMPET 589

8739/09 EDUC 63 SOC 248 MI 155 COMPET 204

8783/09 EDUC 65 SOC 252 MI 157 COMPET 207

The text as amended and as set out in the new document 8984/09 will be duly forwarded to the Council, with a view to settling the remaining outstanding issues and adopting the conclusions, following a ministerial exchange of views.

62. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EEC) No 95/93 on common rules for the allocation of slots at Community airports (First reading)

- Analysis of the compromise text with a view to agreement

9025/09 AVIATION 67 CODEC 620

The Committee endorsed the compromise text set out in the document, with a view to reaching a first reading agreement with the Parliament on the Commission proposal.

Coreper Part 2

II

46. **Recommendation from the Commission to the Council in order to authorise the Commission to open negotiations for an Economic Integration Agreement with Canada**
8591/09 WTO 69 SERVICES 18 CDN 10 RESTREINT UE

After lengthy discussions and subject to the lifting of reservations entered by the FR and DE delegations, the Committee endorsed the mandate for an Economic Integration Agreement with Canada, as amended during the discussion.

The Committee agreed furthermore on a Committee and Commission statement which is contained in 9121/09 WTO 85 SERVICES 23 CDN 15 RESTREINT UE and which forms part of these minutes.

54. **Preparation of the EU-US Ministerial Troika Meeting on Justice and Home Affairs, Prague 28 April 2009**

- **Information by the Presidency**
8099/09 JAIEX 18 RELEX 283 USA 19
8942/09 JAIEX 24 DATAPROTECT 31 USA 23

The Presidency outlined the main items on the agenda of the JHA Ministerial with the United States, emphasising the Visa reciprocity, Child protection, the MLA and Extradition treaties and Data protection.

On the latter, several delegations expressed their support for the intentions of the Presidency, as outlined in 8942/09 JAIEX 24 DATAPROTECT 31 USA 23 and emphasised the importance of finding a satisfactory solution for the "redress principle".

The Commission stated that it could not conceive to propose a mandate for the negotiation of an EU-US data protection agreement until this issue had been resolved.

55. Preparation of the Council meeting (General Affairs and External Relations), on 27/28 April 2009

A. General Affairs

- Accession negotiations with Croatia

The Committee holds an exchange of views on the stalemate of the accession negotiations with Croatia, following the decision of the Presidency to postpone the Intergovernmental Conference with Croatia planned for 24 April, and takes note of the interventions made by delegations, including the Commission's latest proposal to unblock the negotiations. The Commission's initiative reaches broad support. The Committee reverts this item to the Council of 27-28 April.

- Other items in connection with the Council meeting

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

B. External Relations

a) European Neighbourhood Policy

- Presentation of the Commission Communication and ENP Progress Reports

e) Ukraine

f) Republic of Moldova

The Committee took note of the information by the Presidency - in the context of the preparation of the GAERC of 27-28 April 2009 - regarding the Commission Communication on the Implementation of the ENP in 2008 and the attached Progress Reports (circulated to delegations as doc. 9029/09 + ADD), as well as on the lunch discussion items ("Ukraine" and "Republic of Moldova").

b) Burma/Myanmar

- Draft Council conclusions

8838/09 COASI 59 COHOM 75 COPOL 27 RELEX 347 ASIE 19

The Council will approve the conclusions and will hold a debate on the situation within the country and possible future policy of the EU.

c) Middle East Peace Process

The Committee agreed that the discussion of Ministers should focus on prospects for MEPP under the new Israeli government and Inter-Palestinian reconciliation. No conclusions foreseen.

**d) Informal meeting of EU Heads of State or Government with US President
- Follow-up**

The Committee took note that this item would be discussed at the GAERC of 27-28 April.

g) Other items in connection with the Council meeting

Le Comité met au point l'ordre du jour provisoire de la session Relations extérieures.

56. Preparation of the EU-Canada Summit (Prague, 6 May 2009) : state of play
9004/09 CDN 12 PESC 508 RELEX 363 ECOFIN 302 WTO 77 SERVICES 20 TRANS 168
ENV 331 ENER 149 POLGEN 73

The Committee held an exchange of views on the EU Canada Summit declaration. Presidency concluded that there was support for the draft declaration. 27 April GAERC will be informed on Summit preparations as an "A" item.

57. Proposal for a Council Directive amending Directive 2006/112/EC as regards reduced rates of value added tax
8773/09 FISC 48
8238/09 FISC 39

The Committee noted a reservation from the Cyprus delegation and agreed to come back to the issue at one of its future meetings.

58. Proposal for a Regulation of the European Parliament and of the Council establishing a programme to aid economic recovery by granting Community financial assistance to projects in the field of energy

- **Outcome of the informal trialogue and analysis of the compromise text with a view to agreement**

8792/09 ENER 131 ECOFIN 282 CODEC 546 + COR 1 + COR 2

The Committee examined the compromise text as resulting from the second trilogue meeting with the European Parliament and marked its agreement.

59. Preparation of the Council meeting (Economic and Financial Affairs), on 5 May 2009

- **Other items in connection with the Council meeting**

The Committee reviewed the state of readiness of the agenda items listed.

- **Any other business**

(a) Employment Summit

= **Information from the Presidency**

The Presidency informs the Committee of its latest intentions regarding the informal Employment Summit to be held in Prague on 7 May 2009.

(b) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 717/2007 on roaming on public mobile telephone networks within the Community and Directive 2002/21/EC on a common regulatory framework for electronic communications networks and services

= **Information from the Commission**

The Presidency informed the Committee on technical changes made to the agreed text.

(c) Galileo Interinstitutional Panel (GIP)

= **Information from the Presidency**

On 22 April, the Presidency informed the Committee about the preparation of the second Galileo Interinstitutional Panel (Strasbourg, 23 April 2009). On 24 April, the Presidency presented the outcome of that meeting.