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European Union

**Brussels, 3 June 2015
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9076/15

CRS/CRP 19

SUMMARY RECORD

Subject: 2542nd meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 20 and 22 May 2015

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4. Advisory Committee on Freedom of Movement for Workers
Appointment of Ms Christiane MIßLBECK-WINBERG, member for Denmark, in place of Mr Flemming DREESSEN, who has resigned
5. Advisory Committee for the Coordination of Social Security Systems
Appointment of Ms Sabrija TIRAK, member for Denmark, in place of Ms Camilla CLEVIN, who has resigned
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1. Adoption of the provisional agenda and "I" items

doc. 8925/15 OJ/CRP1 19

8951/1/15 REV 1 OJ/CRP2 19

The above-mentioned agendas are approved.

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

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II

9. Setting of the provisional agenda for the Council meeting (Transport, Telecommunications and Energy) on 8 June 2015

The Committee approved the provisional agenda as proposed.

At the request of the CZ delegation, an AOB information item was added on the European Nuclear Energy Forum.

10. Preparation for the Council meeting "Competitiveness" (Internal Market, Industry, Research and Space) on 28 and 29 May 2015

1. Product Safety Package (First reading) (*Legislative deliberation*)

- a) **Proposal for a Regulation of the European Parliament and of the Council on consumer product safety and repealing Council Directive 87/357/EEC and Directive 2001/95/EC**
- b) **Proposal for a Regulation of the European Parliament and of the Council on market surveillance of products and amending Council Directives 89/686/EEC and 93/15/EEC, and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 1999/5/EC, 2000/9/EC, 2000/14/EC, 2001/95/EC, 2004/108/EC, 2006/42/EC, 2006/95/EC, 2007/23/EC, 2008/57/EC, 2009/48/EC, 2009/105/EC, 2009/142/EC, 2011/65/EU, Regulation (EU) No 305/2011, Regulation (EU) No 764/2008 and Regulation (EC) No 765/2008 of the European Parliament and of the Council**
 - **General approach** ⁽¹⁾
 - 16901/13 COMPET 876 COMSOM 206 CODEC 2729 ENT 329 MI 1102
UD 319 CHIMIE 131 COMER 277
 - 16902/13 COMPET 877 COMSOM 207 CODEC 2730 ENT 324 MI 1079
UD 320 CHIMIE 132 COMER 278
 - 8761/15 ENT 82 MI 296 CONSOM 77 COMPET 189 CODEC 695
UD 110 CHIMIE 25 COMER 65

The Committee discussed the Presidency compromise proposal set out in 8761/15, exploring possibilities for resolving the last outstanding issue of mandatory marking of origin. The Presidency will submit the dossiers, including document 16901/13 with the Presidency's proposal on Article 7 as well as the modified comitology rules, and document 16902/13 to the Competitiveness Council on 28 May 2015 with a view to reaching a General approach.

2. Digital Single Market policy (*Non-legislative activity*)

a) Draft Council conclusions on the digital transformation of European industry

– **Adoption**

8566/15 DATAPROTECT 68 ECO 56 IND 68 COMPET 181 DIGIT 31
MI 287 PI 31

The outcome of proceedings is set out in 8993/15.

b) A Digital Single Market Strategy for Europe

– **Presentation by the Commission**

– **Exchange of views**

8672/15 COMPET 185 TELECOM 109 AUDIO 11 DIGIT 32 RECH 107
MI 291 PI 32 IND 72 ECOFIN 308 ENER 139 DATAPROTECT 70
CYBER 31 JUSTCIV 101 EJUSTICE 56 CULT 29 EDUC 122
+ ADD 1
8807/15 MI 303 IND 74 COMPET 192 TELECOM 112

The Committee took note of the communication of the Commission as set out in 8672/15 and of the questions for the exchange of views as set out in 8807/15 and decided to put them forward to the Council.

3. Draft Council conclusions on the review of the European Research Area advisory structure (*Non-legislative activity*)

– **Adoption**

8562/15 RECH 104 COMPET 180

The outcome of proceedings is set out in 8987/15.

4. Towards open and excellent European science - follow up to the Science 2.0 public consultation (*Non-legislative activity*)

– **Policy debate**

8784/15 RECH 109 COMPET 191 TELECOM 111

The Committee took note of the questions for the policy debate as set out in 8784/15 and decided to put them forward to the Council.

5. Proposal for a Directive of the European Parliament and of the Council on package travel and assisted travel arrangements, amending Regulation (EC) No 2006/2004, Directive 2011/83/EU and repealing Council Directive 90/314/EEC (First reading) (Legislative deliberation)

– Political agreement

8537/15 CONSOM 74 MI 286 TOUR 5 JUSTCIV 95 CODEC 644
8880/15 CONSOM 81 MI 314 TOUR 6 JUSTCIV 113 CODEC 724
8969/15 CONSOM 82 MI 319 TOUR 7 JUSTCIV 119 CODEC 732

The Committee endorsed the final compromise package reached with the European Parliament at the fourth informal trilogue as set out in 8969/15 and submitted it to the Competitiveness Council on 28 May 2015 in view of reaching a political agreement.

11. Proposal for a Regulation of the European Parliament and of the Council on Animal Health (First reading) (Legislative deliberation)

– Presidency debriefing on the outcome of the informal trilogue

The Committee took note of the information provided by the Presidency on the outcome of the fourth trilogue on Animal Health Law.

13. The role of the European Union in the Food and Agriculture Organisation (FAO) after the Treaty of Lisbon

– Presidency report on the state of discussions regarding the updated Declaration of competences and the new internal arrangements
8233/15 AGRI 211 FAO 17

The Committee took note of the Presidency report (doc. 8233/15) and noted the comments made by the Commission and delegations. The Committee noted in particular:

- the support expressed by a very large majority of delegations for the draft Declaration of competences set out in Annex 1 to the Presidency report, as well as for the latest revised version of the draft new internal arrangements set out in Annex 2 to the Presidency report;
- the Commission's fundamental reservations on a number of points of the draft new internal arrangements, for which it intended to put forward drafting suggestions aimed at reconciling the positions;
- the view expressed by many delegations that the Commission's drafting suggestions should first be assessed by the Coordination Working Party (FAO) before any further discussion in the Committee could take place.

14. Preparation for the Council meeting (Transport, Telecommunications and Energy) on 11 and 12 June 2015

1. Setting of the provisional agenda

The Committee agreed on the provisional agenda for the next TTE Council meeting as set out in 9327/15.

2. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 261/2004 establishing common rules on compensation and assistance to passengers in the event of denied boarding and of cancellation or long delay of flights and Regulation (EC) No 2027/97 on air carrier liability in respect of the carriage of passengers and their baggage by air (First reading) (*Legislative deliberation*)

- **Progress report**
7615/13 AVIATION 47 CONSOM 47 CODEC 616
8693/15 AVIATION 52 CONSOM 75 CODEC 678

The Committee took note of the progress report on the proposal for the revision of the Regulation on air passenger rights, and will forward the text to the TTE Council.

15. Technical harmonisation

- a) **Proposal for a Regulation of the European Parliament and of the Council on cableway installations (First reading) (*Legislative deliberation*)**
- b) **Proposal for a Regulation of the European Parliament and of the Council on personal protective equipment (First reading) (*Legislative deliberation*)**
- c) **Proposal for a Regulation of the European Parliament and of the Council on appliances burning gaseous fuels (First reading) (*Legislative deliberation*)**
- **Presidency debriefing on the outcome of the informal trilogue**

The Presidency debriefed the Committee on the outcome of the first informal trilogue which had taken place on 11 May 2015.

16. Proposal for a Directive of the European Parliament and of the Council on the limitation of emissions of certain pollutants into the air from medium combustion plants (First reading) (*Legislative deliberation*)

- **Presidency debriefing on the outcome of the informal trilogue**

The Committee took note of the results of the first informal trilogue with the EP on the above-mentioned Directive, held in Strasbourg on 21 May 2015.

17. Proposal for a Regulation of the European Parliament and of the Council on novel foods (First reading) (Legislative deliberation)

– **Guidance for further work**

8881/15 DENLEG 71 AGRI 261 CODEC 725

Taking into account the results of two trilogues that had been held on 26 February and 12 May 2015, the Committee discussed the two options for next steps as set out in 8881/15.

The Committee agreed that the EP proposal for the use of delegated acts for authorisations of novel foods and the update of the Union list was not acceptable. On the other hand, the Committee could accept the recital on 'cloning' proposed by the EP subject to some modifications as well as compromises discussed at the trilogue on 26 February set out in Annex I and possible compromises to the EP proposals as outlined at the end of Annex II to document 8881/15.

The consolidated text, after having been revised by the Working Party on Foodstuffs, shall be submitted to the Committee for approval. The Committee Chair will afterwards inform the Chair of the EP ENVI Committee proposing an agreement at first reading on the basis of the consolidated text as approved by the Committee.

The United Kingdom has lifted its parliamentary scrutiny reservation.

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II

34. Follow-up to the Council meeting (Foreign Affairs) on 18 May 2015

The Committee took note of the key outcomes of the Foreign Affairs Council meeting on 18 May 2015 namely regarding the Military CSDP operations and the security situation in the broader neighbourhood, the Strategic Review, the Middle East Peace Process and the follow-up to the special meeting of the European Council (23 April 2015).

35. Preparation for the Eastern Partnership Summit (Riga, 21/22 May 2015)

8906/15 COEST 142

On the basis of a compromise proposal by the European External Action Service (doc. 8906/15), the Committee discussed the outstanding issues in the draft Eastern Partnership Summit Joint Declaration and reached agreement on the text, as set out in 9092/15, in view of concluding the negotiations with partners.

Lithuania submitted the following statement to the minutes of the meeting:

"Statement by Lithuania
on the Draft Joint Declaration of the Eastern Partnership Summit (Riga, 21-22 May, 2015)

Lithuania considers that today the Committee reached a procedural agreement on the draft Joint Declaration of the Eastern Partnership Summit (Riga, 21-22 May 2015). Lithuania does not object to the current proposal on aspirations provided that this would be acceptable to the Eastern partners. The language agreed today, including on aspirations, is agreed only in the context of the Eastern Partnership Summit in Riga and will not prejudice future considerations by the Council. All the elements and principles embodied in the Eastern Partnership Summit Declarations remain valid."

36. Preparation of the Council meeting (FAC/Development) on 26 May 2015

a) Post 2015/Financing for Development

- **'A New Global Partnership for Poverty Eradication and Sustainable Development after 2015' - Draft Council conclusions**
8958/15 DEVGEM 68 ONU 64 ENV 312 ACP 74 RELEX 384
FIN 364 OCDE 9 WTO 111

The Committee discussed the text of the Draft Council conclusions and agreed on the text with the exception of paragraphs 31, 32 and 33. It decided to submit the outstanding issues in these paragraphs to the Council for discussion with a view to their adoption.

b) Gender and Development

- **Draft Council conclusions**
8864/15 DEVGEM 63 SOC 296 ACP 71 ONU 63 RELEX 370

The Committee agreed on the texts of the draft Council conclusions and sent them to the Council for adoption.

c) Migration and Development

d) Capacity Building in support of Security and Development (Train and Equip)

There was no discussion on these agenda items.

e) Other items in connection with the Council meeting

No items were raised under this heading.

37. Follow-up to the Council meeting (General Affairs) on 19 May 2015

The Committee took note of the key outcomes of the May GAC, on the basis of a follow-up note prepared by the Presidency.

38. European Semester 2015: Country-specific recommendations
– **Information from the Presidency and the Commission**

The Commission informed the Committee on the CSR package, adopted on 13 May 2015.

The Presidency informed the Committee on the calendar for handling the CSRs and reminded delegations to send their comments on CSRs by 22 May 2015.

39. EU-Japan Summit (Tokyo, 29 May 2015)

– **State of play of preparations**

8862/15 COASI 58 ASIE 17 POLGEN 73 CFSP/PESC 150 RELEX 369
DEVGEN 62 CONOP 35 WTO 109 ECOFIN 325 ENER 142 COMPET 194
RECH 110 JAI 291 CYBER 34 CSDP/PSDC 270

The Committee held a discussion on the state of play of preparation of the 22nd EU-Japan Summit on the basis of document 8862/15.

The Committee provided further input and orientations for the draft Summit Agenda and for the negotiations of the draft Summit Joint Press Statement with focus on continuing progress in the parallel negotiations of the Strategic Partnership Agreement and the Free Trade Agreement as well as enhancing cooperation on regional and global issues.

40. EU-China Summit (Brussels, 29 June 2015)

– **Orientation debate**

8897/15 COASI 59 ASIE 18 POLGEN 74 CSDP/PSDC 275
CFSP/PESC 154 RELEX 374 DEVGEN 64 CONOP 36
WTO 110 ECOFIN 335 ENER 154 COMPET 206
RECH 119 JAI 301 CYBER 35 RESTREINT UE

The Committee held an orientation debate with a view to the 17th EU-China Summit on the basis of document 8897/15 RESTREINT UE.

The Committee provided input and orientation for the draft Summit Agenda, notably regarding the bilateral relations, global challenges as well as regional and foreign policy issues. Furthermore, it provided input for the negotiations of the draft Summit Joint Press Statement.

The Committee tasked several working parties to continue the preparations and decided to revert to the matter in due time ahead of the Summit.

41. Presentation of the agenda of the Council meeting (Justice and Home Affairs) on 15/16 June 2015

The Presidency presented the draft agenda for the JHA Council underlining the main topics: terrorism, migration and data protection. At the request of one delegation one full item was added to the agenda and two other delegations requested to inform the Council under 'Any other business' of three different Ministerial Conferences which took place over the last months.

42. Proposal for a Regulation of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation) (First reading)

- **Chapter VIII**
- **Preparation of a general approach¹**
8383/15 DATAPROTECT 65 JAI 261 MI 275 DIGIT 27 DAPIX 70
FREMP 90 COMIX 199 CODEC 614

On the basis of the Presidency compromise text annexed to document 8383/15 the Committee discussed two questions on liability (Article 77) and confirmed the figures of administrative fines set out in the text (Article 79a). It was agreed that the JHA Counsellors would further elaborate the text of Article 77 with a view to reaching a General approach in the Council on 15/16 June 2015, as well as Article 76 on representation of the data subject.

- **Any other business**
 - a) **Stock-taking of December 2013 Competitiveness Council conclusions**
Report from the High Level Working Group on Competitiveness and Growth
 - **Information from the Presidency**
8061/15 COMPET 152 MI 240 IND 54

The Committee took note of a report from the High Level Working Group on Competitiveness and Growth on the stock-taking of December 2013 Competitiveness Council conclusions to be presented at the Competitiveness Council on 28 May 2015.

¹ When adopting a General approach after the European Parliament has adopted its position at first reading, the Council is not acting within the meaning of Article 294(4) and (5) TFEU.

- b) **Energy and Climate package: industrial competitiveness aspects**
Letter from the High Level Working Group Chair
– **Information from the Presidency**
8878/15 ENER 145 CLIMA 52 COMPET 197 IND 78 ENV 282

The Committee took note of a letter from the High Level Working Group Chair on Competitiveness and Growth on the industrial competitiveness aspects of the Energy and Climate Package.

- c) **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)**
– **Information from the Presidency on the state of play**
8871/15 ENT 84 ENV 280 MI 312 CODEC 721

The Presidency informed delegations on the progress achieved so far on this proposal and stressed that work will continue intensively with the aim of concluding its examination by the end of June.

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- DE informed of the agenda of the Elmau G7 Summit and gave an overview of the DE G7 Presidency priorities.
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