



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 24 May 2013

9115/13

CRS/CRP 16

SUMMARY RECORD

**Subject : 2450th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 2 May 2013**

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 - Confirmatory application n° 06/c/02/13
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30. Draft reply letter to the European Systemic Risk Board
31. Letter from the Secretary-General of the European Court of Auditors on the partial renewal of the members of the Court of Auditors
32. Special report n° 1/2013 : Has the EU support to the food-processing industry been effective and efficient in adding value to agricultural products ?
33. Special report n° 23/2012 : Have EU Structural Measures successfully supported the regeneration of industrial and military brownfield sites ?
34. Recommendation to the Council concerning the approval of a second-party evaluated cryptographic product
35. Anti-dumping
 - Proposal for a Council Implementing Regulation imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of threaded tube or pipe cast fittings, of malleable cast iron, originating in the People's Republic of China and Thailand and terminating the proceeding with regard to Indonesia
36. Anti-dumping
 - Proposal for a Council Implementing Regulation imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of ceramic tableware and kitchenware originating in the People's Republic of China

37. Draft Council Conclusions on the European Court of Auditors' Special report n° 17/2012 : "The European Development Fund (EDF) contribution to a sustainable road network in sub-Saharan Africa"
38. CTA - Technical Centre for Agricultural and Rural Cooperation
- Extension of the term of office of the members of the Executive Board
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40. Draft Council Decision on the launch of automated data exchange with regard to dactyloscopic data in Romania
41. Amended proposal for a Directive of the European Parliament and of the Council on common procedures for granting and withdrawing international protection status (Recast) (First reading)
42. Political and Security Committee Decision BiH/20/2013 on the appointment of the Head of the EU Command Element at Naples for the European Union military operation in Bosnia and Herzegovina
43. High Representative's Report on the Seventeenth Operation ALTHEA Six-Monthly Review
44. Concept of Operations "Plus" (CONOPS PLUS) for the CSDP mission EUBAM Libya
45. Council Decision on the European Union Integrated Border Management Assistance Mission in Libya (EUBAM Libya)
46. Council Decision on the Union position to be adopted in the Cooperation Council established by the Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part, in relation to the adoption of the rules of procedure of the Cooperation Council and of the Cooperation Committee, and the establishment of specialised subcommittees and the adoption of their terms of reference
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1. Adoption of the provisional agenda and "I" items

doc. 9048/13 OJ/CRP1 16

9025/1/13 REV 1 OJ/CRP2 16 COMIX 266

The above-mentioned agendas are approved with the following changes :

The following items are **added**:

(Coreper Part 2, under I)

56. New method of calculation of the per diem for seconded staff participating in EU civilian crisis management missions and EUSRs teams

9084/13 PESC 477 COSDP 392 CIVCOM 182 JAI 334 RELEX 352

EUBAM RAFAH 12 EUAVSEC 9 EUCAP SAHEL 11

EUCAP NESTOR 15 EUJUST-LEX 10 EU-LEX 27

EUMM GEORGIA 26 EUPOL/AFG 12 EUCOPPS 11

EUPOL RDC 10 EUSEC-RDC 8 EUBAM LIBYA 3 COPS 176

57. Guidelines on implementation and evaluation of restrictive measures (sanctions) in the framework of the EU Common Foreign and Security Policy - new elements

9068/13 PESC 475 RELEX 347 CONUN 53 COARM 76 FIN 229

The following items are **withdrawn**:

(Coreper Part 1, under II)

24. (poss.) Proposal for a Regulation of the European Parliament and of the Council on the European Globalisation Adjustment Fund (2014-2020) (First reading) (Legislative deliberation)

- **Guidance for future work/ Preparation for the informal trilogue**

8586/13 SOC 257 ECOFIN 275 FSTR 32 COMPET 216 AGRI 246 CODEC 849

(Coreper Part 2, under I)

49. Proposal for a Regulation of the European Parliament and of the Council amending Annex I to Council Regulation (EC) No 1528/2007 as regards the exclusion of a number of countries from the list of regions or states which have concluded negotiations (Second reading)

- **Approval of the European Parliament's amendments**

PE-CONS 13/13 ACP 42 WTO 76 UD 67 CODEC 665 OC 166

8848/13 CODEC 903 ACP 57 WTO 98 UD 91 OC 249

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

Coreper Part 1

II

14. Public procurement package (First reading) (Legislative deliberation)

- (a) **Proposal for a Directive of the European Parliament and of the Council on public procurement**
- (b) **Proposal for a Directive of the European Parliament and of the Council on procurement by entities operating in the water, energy, transport and postal services sectors**
- (c) **Proposal for a Directive of the European Parliament and of the Council on the award of concession contracts**
- **Preparation for the informal trilogue**
8892/13 MAP 31 MI 330 CODEC 916

The Committee confirmed that the text in fourth column of the document 5927/13 is a good basis for a revised mandate and had a discussion on some key issues in the negotiations as outlined in the document 8892/1/13 REV 1.

15. Proposal for a Regulation of the European Parliament and of the Council establishing the Connecting Europe Facilities (First reading) (Legislative deliberation)

- **Preparation for the informal trilogue**
8840/13 TRANS 182 FIN 214 CADREFIN 89 POLGEN 51 REGIO 68
ENER 140 TELECOM 84 COMPET 238 MI 322 ECO 69 CODEC 898

The Committee examined the EP amendments and the related Presidency compromise proposals as set out in document 8840/13 and gave the Presidency a mandate for the third informal trilogue on the above proposal with a view to a first reading agreement with the EP.

16. Proposal for a Regulation of the European Parliament and of the Council on Union guidelines for the development of the Trans-European Transport Network (First reading) (Legislative deliberation)

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

The Committee was debriefed on the outcome of the third informal trilogue which took place in Brussels on 25 April 2013.

17. (a) **Proposal for a Council Decision on the position to be adopted, on behalf of the European Union, at the International Maritime Organization (IMO) with regard to the adoption of certain Codes and related amendments to Conventions**
- (b) **Proposal for a Council Decision on the position to be adopted on behalf of the European Union at the 65th session of the Marine Environment Protection Committee of amendments to the Condition Assessment Scheme and at the 92nd session of the Maritime Safety Committee of amendments to the International Safety Management Code and amendments to SOLAS chapter III and the High Speed Craft Codes 1994 and 2000 concerning enclosed space entry and rescue drills**
- **Establishment of European Union positions**
8378/13 TRANS 152 MAR 38
8380/13 TRANS 153 MAR 39
8770/13 TRANS 178 MAR 48

The Committee examined the two proposals and decided to forward the amended texts to Council for adoption.

The Committee called upon the Commission to present future proposals on positions to be taken at IMO in good time in order to allow Council's working bodies enough time for their thorough examination.

18. **Proposal for a Directive of the European Parliament and of the Council concerning flag State responsibilities for the enforcement of Council Directive 2009/13/EC implementing the Agreement concluded by the European Community Shipowners' Associations (ECSA) and the European Transport Workers' Federation (ETF) on the Maritime Labour Convention, 2006, and amending Directive 1999/63/EC (First reading) (Legislative deliberation)**
- **Presidency debriefing on the outcome of the informal trilogue**

The Committee was debriefed on the outcome of the second informal trilogue which took place in Brussels on 25 April 2013.

19. **Proposal for a Directive of the European Parliament and of the Council on recreational craft and personal watercraft (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**
13336/11 ENT 172 ENV 636 CODEC 1294
+ REV 1 (el)
+ REV 2 (de)
8831/13 ENT 111 ENV 327 CODEC 897

The Committee has mandated the Presidency to enter into negotiations with representatives of the European Parliament and the European Commission on the basis of the text set out in the Annex to document 8831/13.

20. Proposal for a Regulation of the European Parliament and of the Council on ship recycling (First reading) (Legislative deliberation)

- Preparation for the informal trilogue

8788/13 ENV 322 MAR 49 TRANS 179 COMAR 18 CODEC 880

The Committee considered the Presidency compromise suggestions set out in 9220/13 and gave the Presidency a mandate for negotiating with the European Parliament at the informal trilogue foreseen on 7 May 2013 in Strasbourg, with a view to a first reading agreement on the file.

21. Preparation of the Council meeting (Education, Youth, Culture and Sport) on 16 and 17 May 2013

1. The Social Dimension of Higher Education (*Non legislative activity*)

- Adoption of Council conclusions

8574/13 EDUC 111 SOC 252

The Committee took note of the unanimous support for the text as contained in document 8574/13 and forwarded the text to the Council for adoption.

2. Ensuring a teaching profession of the highest quality to underpin the achievement of better learning outcomes (*Non legislative activity*)

- Policy debate

(Public debate pursuant to Article 8(2) CRP [proposed by the Presidency])

8573/13 EDUC 110 SOC 251

The Committee agreed to forward the discussion paper (doc. 8573/13) to the Council as a basis for the policy debate to be held on this subject.

3. Maximising the potential of youth policy in addressing the goals of the Europe 2020 Strategy (*Non legislative activity*)

- Adoption of Council conclusions

8576/13 JEUN 39 EDUC 113 SOC 254

The outcome of the examination of this file by the Committee is contained in document 9094/13.

4. **Contribution of quality youth work to the development, well-being and social inclusion of young people (*Non legislative activity*)**
 - **Adoption of Council conclusions**
8575/13 JEUN 38 EDUC 112 SOC 253

The Committee took note of the unanimous support for the text as contained in document 8575/13 and forwarded the text to the Council for adoption.

5. **Europe's Young People: What can quality youth work contribute to addressing current challenges? (*Non legislative activity*)**
 - **Policy debate**
(Public debate pursuant to Article 8(2) CRP [proposed by the Presidency])
8578/13 JEUN 40 EDUC 114 SOC 255

The Committee agreed to forward the discussion paper (doc. 8578/13) to the Council as a basis for the policy debate to be held on this subject.

6. **Proposal for a Decision of the European Parliament and of the Council establishing a Union action for the European Capitals of Culture for the years 2020-2033 (First reading) (*Legislative deliberation*)**
 - **General approach**
8737/13 CULT 35 CODEC 872

The Committee agreed to forward the text as contained in document 8737/13 to the Council with a view to reaching a general approach.

7. **Proposal for a Council Decision on the position to be taken by the European Union within the Committee on Cultural Cooperation set up by the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part, as regards the adoption of the rules of procedure of the Committee on Cultural Cooperation (*Non legislative activity*)**
 - **Adoption/Political agreement**

The Committee agreed to withdraw this item from the Council agenda.

8. **Use of culture as a soft policy option in EU external relations (*Non legislative activity*)**
 - **Policy debate**
(Public debate pursuant to Article 8(2) CRP [proposed by the Presidency])
8235/13 CULT 31 AUDIO 43 RELEX 275

The Committee agreed to forward the discussion paper (doc. 8235/13) to the Council as a basis for the policy debate to be held on this subject.

9. **Recommendation for a Council Decision authorising the European Commission to participate, on behalf of the EU, in the negotiations for an international convention of the Council of Europe to combat the manipulation of sports results (*Non legislative activity*)**
- **State of play**

The Committee noted the intention of the Presidency to inform the Council of the state of play on this dossier.

10. **Draft conclusions of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on dual careers for athletes (*Non legislative activity*)**
- **Adoption**
8919/13 SPORT 40 EDUC 124 JEUN 45

The outcome of the examination of this file by the Committee is contained in document 9112/13.

11. **Anti-Doping (*Non legislative activity*)**

- (a) **World Anti-Doping Agency (WADA) meetings (Montreal, 11-12 May 2013)**
- **Information from the Presidency**

The Committee noted the intention of the Presidency to brief the Council orally on the outcome of the WADA meetings.

- (b) **The role of public authorities in combating increased sophistication of doping in sport**
- **Policy debate**
(Public debate pursuant to Article 8(2) CRP [proposed by the Presidency])
8795/13 SPORT 37 DOPAGE 8 SAN 137

The Committee agreed to forward the discussion paper (doc. 8795/13) to the Council as a basis for the policy debate to be held on this subject.

- 22. Proposal for a Regulation of the European Parliament and of the Council on establishing the Creative Europe Programme (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 informal trilogue held on 25 April 2013.

- 23. Proposal for a Regulation of the European Parliament and of the Council establishing "Erasmus for all": the Union Programme for Education, Training, Youth and Sport (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**
8797/13 EDUC 122 JEUN 44 SPORT 38 SOC 272 RELEX 323 RECH 120
CADREFIN 88 CODEC 881
+ ADD 1

The Committee approved the text as contained in the ADD 1 to document 8797/13, as a basis for the forthcoming informal trilogue.

- 25. Proposal for a Regulation of the European Parliament and of the Council on the Common Fisheries Policy (First reading) (Legislative deliberation)**
- **Preparation for the informal trilogue**
8799/13 PECHE 169 CODEC 882
7165/1/13 PECHE 84 CODEC 499 REV 1

The Committee discussed in detail the elements highlighted by the Presidency for reviewing the Presidency's mandate in order to advance the negotiations, with a view to their finalisation under the Irish Presidency. It concluded that the following elements of the mandate needed to be finalised at Council level: Maximum Sustainable Yield and related fishing opportunities arrangements with third countries, and progress reports (Articles 2(2), 16 (2), 42a, 58b); Multi-annual plans (Articles 9 and 10); Obligation to land (Article 15); Fishing opportunities (Article 16); Regionalisation (Article 17); Fishing capacity management (Articles 34 and 34a); Composition of Advisory Councils (Annex III point 2a). In addition, the following issues could merit orientation from Council: Expert Group on Compliance (Article 46a); Protected Areas (Article 7a).

26. Preparation of the Council meeting (Agriculture and Fisheries) on 13 and 14 May 2013

- **Reform of the Common Fisheries Policy (First reading) (*Legislative deliberation*)**
 - (a) **Proposal for a Regulation of the European Parliament and of the Council on the Common Fisheries Policy**
 - **State of play**
12514/11 PECHE 187 CODEC 1166
8873/13 PECHE 173 CODEC 911
 - (b) **Proposal for a Regulation of the European Parliament and of the Council on the Common Organisation of the Markets in Fishery and Aquaculture Products**
 - **State of play**
12516/11 PECHE 188 CODEC 1167
8873/13 PECHE 173 CODEC 911

The preparation of the CFP points on the agenda of the 13/14 May 2013 Council "Agriculture and Fisheries" was postponed to the Committee's next meeting, referring to the need to work further on the revised negotiation mandate which would then have to be discussed at the Council meeting.

Coreper Part 2

II

50. Presentation of the agenda of the Council meeting (Foreign Affairs) on 27/28 May 2013

The following draft agenda for the FAC and FAC/Development meeting on 27-28 May 2013 was presented by ESG Pierre Vimont:

27 May 2013

FAC to start at 11h00 to discuss the Southern Neighbourhood, in particular Syria.

At 12h30 Ministers will have lunch to discuss CSDP with a view to preparing the EC debate on the issue in December.

After the lunch Ministers may need to revert to the discussion on the Southern Neighbourhood, to finalise/confirm conclusions on Syria.

Other agenda items in the afternoon:

MEPP: exchange of views on the developments on the ground and on the way forward, with a view to preparing Council conclusions for the June FAC.

MALI/SAHEL: to take stock of the international donor conference on Mali to be held on 15 May 2013 and to discuss the way forward.

Ministers will then have dinner (to take place in the EEAS) with the Candidate Countries, to discuss the stability in the EU neighbourhood (Eastern partnership and Southern Neighbourhood).

28 May 2013

FAC/Development to start at 9h30 and finish with lunch.

Information points at the beginning of the session, including on:

- Council Decision on 11th EDF
- ODA targets
- Commission information on food security
- Commission information on the state of play of policy coherence for development
- Information on the Joint HR/Commission Communication on local authorities in partner countries, to be released prior to the FAC.

Discussion items:

Post 2015: including to endorse Council conclusions, with a view to their adoption by General Affairs Council in June.

Agenda for change: exchange of views on the basis of a joint Commission/EEAS non-paper.

The lunch discussion with UN Deputy SG, J. Eliasson will be on Post 2015 and possibly also on Afghanistan, Burma/Myanmar and Southern Neighbourhood.

51. Migration from SIS I + to SIS II - Implications for VISION

8909/13 VISA 96 COMIX 261

+ ADD 1 REV 1

+ ADD 2

+ ADD 3

The Committee took note of the outcome of the discussion in the Mixed Committee (doc. 9419/13).

52. 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)

- **Specific issues**

8825/13 DATAPROTECT 49 JAI 312 DAPIX 74 MI 320 FREMP 43 DRS 79
CODEC 895

The Committee engaged in a detailed discussion of questions on 1-3 set out in the Presidency note. As the opinions of Member States on how to deal with these questions were divided, the Chair announced that the Presidency would reflect on how to deal with these questions in view of the June JHA Council meeting.

53. Preparation of the Council meeting (Economic and Financial Affairs) on 14 May 2013

a) Other items in connection with the Council meeting

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

b) Banking Recovery and Resolution (First reading)

- **Proposal for a Directive of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directives 77/91/EEC and 82/891/EC, Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC and 2011/35/EC and Regulation (EU) No 1093/2010**
= **Orientation debate**
8820/13 EF 78 ECOFIN 302 DRS 78 CODEC 893

The Committee examined the issues presented in the Presidency Report in reference and agreed to pursue that examination at a subsequent meeting.

c) Draft Amending Budget No 2 to the General Budget 2013

- **Political agreement**
9114/13 FIN 234
8041/13 FIN 165

The Committee held an exchange of views on draft amending budget No 2 to the general budget 2013 on the basis of the Presidency questions set out in document 9114/13.

54. Multiannual Financial Framework (restricted session)

In the framework of discussions on the MFF, the Committee examined the following issues: review of cohesion policy allocations in 2016, the contingency margin as well as MFF adjustments related to macroeconomic conditionalities linked to the coordination of Member States' economic policies.

55. Presentation of the agenda of the Council meeting (General Affairs) on 21 May 2013

The Committee took note of the provisional agenda for the forthcoming General Affairs Council meeting on 21 May 2013 noting also that a new item on the implementation of tasks of the EC has been added to the agenda.

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