



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 21 October 2011

**11454/11
ADD 1**

**PV/CONS 38
JAI 412
COMIX 392**

ADDENDUM to DRAFT MINUTES

Subject: **3096th** meeting of the Council of the European Union (**JUSTICE AND HOME AFFAIRS**), held in Luxembourg on 9 and 10 June 2011

PUBLIC DELIBERATION ITEMS¹

Page

"A" ITEMS list (doc. 10964/11 PTS A 55 + CM 3462/1/11 REV 1)

Item 1.	Draft Council Decision on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance.....	4
---------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---

AGENDA (doc. 10963/11 OJ/CONS 36 JAI 392 COMIX 374)

Item 3.	Asylum	4
Item 4.	Legal migration	5
Item 5.	Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2007/2004 establishing a European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union (FRONTEX)	5
Item 6.	Proposal for a Regulation of the European Parliament and of the Council on establishing an Agency for the operational management of large-scale IT systems in the area of freedom, security and justice	5
Item 7.	Proposal for a Directive of the European Parliament and of the Council on attacks against information systems, replacing Council Framework Decision 2005/222/JHA	6
Item 8.	Initiative of the Kingdom of Belgium, the Republic of Bulgaria, the Republic of Estonia, the Kingdom of Spain, the Republic of Austria, the Republic of Slovenia and the Kingdom of Sweden for a Directive of the European Parliament and of the Council regarding the European Investigation Order in criminal matters	6

¹ Deliberations on Union legislative acts (Article 16(8) of the Treaty on European Union), other deliberations open to the public and public debates (Article 8 of the Council's Rules of Procedure).

Item 9. Proposal for a Regulation of the European Parliament and of the Council on jurisdiction, applicable law, recognition and enforcement of decisions and authentic instruments in matters of succession and the recognition of a European Certificate of Succession6

Item 10. Proposal for a Directive of the European Parliament and of the Council on attacks against information systems, replacing Council Framework Decision 2005/222/JHA7

Item 11. Victims Package7

◦
◦ ◦

LEGISLATIVE DELIBERATIONS

(public deliberation in accordance with Article 16(8) of the Treaty on European Union)

"A" ITEMS

1. Council Decision on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance

9936/11 JUSTCIV 122

+ COR 1 (sv)

+ COR 2

+ COR 3 (pl)

+ REV 1 (lv)

The Council adopted the above Decision (Legal basis: first subparagraph of Article 81(3), in conjunction with point (b) of the second subparagraph of Article 218(6) and the first sentence of the second subparagraph of Article 218(8) of the Treaty on the Functioning of the European Union).

Unilateral statement by Latvia and Malta

"The declaration to be made by the Union at the time of the approval of the 2007 Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance extending the application of Chapters II and III of the Convention to spousal support neither affects the right of a Member State to determine whether it applies Chapters II and III of the Convention to spousal support arising from a marriage that is not valid in that Member State, nor does it imply the recognition by that Member State of the marriage underlying the claim for spousal support."

AGENDA ITEMS

3. Asylum

a) Amended proposal for a Directive of the European Parliament and of the Council amending Council Directive 2003/9/EC laying down standards for the reception of asylum seekers (recast)

11214/11 ASILE 46 CODEC 981

+ ADD 1

b) Amended proposal for a Directive of the European Parliament and of the Council on common procedures for granting and withdrawing international protection (recast)

- Presentation by Commission and first exchange of views

11207/11 ASILE 45 CODEC 980

+ ADD 1

The Commission presented the new proposals to the Council.

4. Legal migration

- a) **Proposal for a Directive of the European Parliament and of the Council on conditions of entry and residence of third-country nationals in the framework of an intra-corporate transfer**
- b) **Proposal for a Directive of the European Parliament and of the Council on conditions of entry and residence of third-country nationals for the purposes of seasonal employment**
- c) **Proposal for a Directive on a single application procedure for a single permit for third-country nationals to reside and work in the territory of a Member State and on a common set of rights for third-country workers legally staying in a Member State**
 - State of play

The President briefed the Council on the state of play concerning these proposals.

5. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2007/2004 establishing a European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union (FRONTEX)

- Political guidance
11262/11 FRONT 77 CODEC 985 COMIX 388

The Council took note of the state of affairs regarding the proposal.

6. Proposal for a Regulation of the European Parliament and of the Council on establishing an Agency for the operational management of large-scale IT systems in the area of freedom, security and justice

- General approach
10827/2/11 REV 2 JAI 370 SIRIS 57 VISA 95 EURODAC 11 ENFOPOL 177
EUROJUST 86 COMIX 368 CODEC 924
 - + ADD 1
 - + ADD 2
 - + ADD 3

The Council agreed to the compromise submitted by the Presidency. The EP will be informed accordingly. LU declared that Recital 6 of the Regulation of the European Parliament and of the Council on establishing an Agency for the operational management of large-scale IT systems in the area of freedom, security and justice does not in any way prejudice the powers of the Agency's Management Board to establish the Agency's organisational structure after consultation of the Commission. It will determine the arrangements for installing IT systems as part of its work programme, irrespective of the name of the IT systems concerned.

7. Proposal for a Directive of the European Parliament and of the Council on attacks against information systems, replacing Council Framework Decision 2005/222/JHA

- General approach
10751/11 DROIPEN 47 TELECOM 82 CODEC 915
+ COR 1
+ ADD 1

The Council reached a general approach on the compromise text of the proposal, as it was confirmed by COREPER on 1 June 2011.

8. Initiative of the Kingdom of Belgium, the Republic of Bulgaria, the Republic of Estonia, the Kingdom of Spain, the Republic of Austria, the Republic of Slovenia and the Kingdom of Sweden for a Directive of the European Parliament and of the Council regarding the European Investigation Order in criminal matters

- Partial general agreement
10749/2/11 REV 2 COPEN 130 EUROJUST 85 EJM 70 CODEC 914

A partial general approach has been reached on the main regime (Articles 1 to 18, including Article Y) of the draft Directive regarding the European Investigation Order in criminal matters.

It could possibly be revised in light of the further conclusions reached on the part dealing with certain measures when an overall compromise package shall be presented at a later stage.

9. Proposal for a Regulation of the European Parliament and of the Council on jurisdiction, applicable law, recognition and enforcement of decisions and authentic instruments in matters of succession and the recognition of a European Certificate of Succession

- Political guidelines for the future work
11067/11 JUSTCIV 152 CODEC 968

The Council concluded:

- that there is a large agreement on the compromise package setting out the political guidelines for the future work on the proposed Regulation in matters of succession
- that the work on the proposed Regulation should continue on the basis of these political guidelines

10. Proposal for a Council Regulation on electronic publication of the Official Journal of the European Union

- General agreement
10222/2/11 REV 2 JURINFO 34 INF 76 JUR 238
+ REV 3(dk)

Bearing in mind the parliamentary scrutiny reservations of certain delegations the Council took note that there is otherwise agreement on the content of the proposed Regulation as set out in 10222/2/11 JURINFO 34 INF 76 JUR 238 REV 2.

11. Victims Package

- Presentation by the Commission
10613/11 JUSTCIV 143 COPEN 123 CODEC 889

The Commission presented its initiatives for a Directive of the European Parliament and of the Council establishing minimum standards on the rights, support and protection of victims of crime, and for a Regulation of the European Parliament and of the Council on mutual recognition of protection measures taken in civil matters.

=====