



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 11 March 2013

7067/13

CRS CSA 5

SUMMARY RECORD

**Subject : 1452nd meeting of the Special Committee on Agriculture (SCA)
held in Brussels on 4 and 5 March 2013**

SUMMARY

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1. **Adoption of the provisional agenda**
6868/13 OJ CSA 5

The agenda was approved.

I

2. **Summary record of the 1451st meeting of the SCA**
6611/13 CRS CSA 4

The SCA approved the summary record.

II

3. (a) **Proposal for a Regulation of the European Parliament and of the Council establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy**
(b) **Proposal for a Regulation of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy (the horizontal Regulation)**
(c) **Proposal for a Regulation of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)**

- Greening
6901/13 AGRI 126 AGRIFIN 41 AGRISTR 25 AGRIORG 28 CODEC 445
- *Orientation debate*

The SCA held an exchange of views on the Presidency's package of suggested amendments to the greening-related provisions in the above draft Regulations (docs. 6901/13 + ADD 1 and 6901/1/13 REV 1).

The SCA noted delegations' views, together with the scrutiny reserves entered and the comments made by the Commission representative. The SCA also noted the Presidency's conclusion that the revised Presidency text set out in doc. 6901/1/13 REV 1 was broadly supported as going in the right direction, with a number of issues remaining outstanding on which the Presidency would further reflect with a view to finalising the draft Regulations to be submitted for approval to the Council on 18-19 March 2013.

4. **Proposal for a Regulation of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products (Single CMO Regulation)**

- Vine planting rights
6892/13 AGRI 123 AGRIFIN 38 AGRIORG 26 CODEC 442
 - *Orientation debate*

The SCA took note of the views expressed by delegations and the Commission representative, as well as of the scrutiny reserves, on the Presidency suggested legal text on vine planting rights set out in document 6892/13.

The SCA further took note of the Presidency intention to make the necessary technical changes to the text, reflect further on the political aspects and resume discussions at a next meeting.

- Marketing standards
6893/13 AGRI 124 AGRIFIN 39 AGRIORG 27 CODEC 443
 - *Orientation debate*

The SCA considered the Presidency compromise set out in the document 6893/13 and took note of the Presidency's conclusion that the Presidency compromise reflected the centre of gravity in Council but that further reassurance would be helpful in this respect, particularly in relation to the fruit and vegetables sector. The SCA also noted the Presidency's intention to reflect on how best to give this reassurance.

5. **Proposal for a Regulation of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)**

- Rural Development programmes - State aid
 - *State of play*

The SCA took note of the presentation made by the Commission's representative, and delegations' views.

The SCA also took note of the proposal made by the FR delegation on Articles 9 and 89 of the draft Rural Development Regulation and the Commission's reply.

6. **Proposal for a Regulation of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy (the horizontal Regulation)**

- IACS Penalties
6740/13 AGRI 108 AGRISTR 22 AGRIORG 22 AGRIFIN 35 CODEC 402
- *Orientation debate*

The SCA took note of delegations' views, of the Council Legal Service's views and of the Commission representative's reply. The Presidency noted broad support for the thrust of the text proposed by the Presidency and would reflect on the way forward and would come back to this issue at some stage in the near future.

7. **AOB**

- *Information from the Council Legal Service on Transparency*

The Council Legal Service recalled its Opinion of 7 February 2013 on the Transparency Amended Proposal, according to which, with a view to limiting the risk of litigation, the legislator should be satisfied that no alternative means would allow the pursued objectives to be attained in a less intrusive manner for the individuals concerned (6196/13); it accordingly indicated that, should that proposal be adopted without the proportionality test - a substantive requirement - being carried out, the resulting act would be liable to be annulled by the Court of Justice.

The SCA took note of the Council Legal Service ' views and of the Commission's reply.

8. **Organisation of future work**

The Presidency informed the SCA on the organisation of its future work.
