



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 22 March 2013**

**7419/13  
ADD 1**

**PV CONS 17**

**ADDENDUM to DRAFT MINUTES**

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Subject: **3231st meeting of the Council of the European Union (GENERAL AFFAIRS)  
held in Brussels on 11 March 2013**

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## PUBLIC DELIBERATION ITEMS<sup>1</sup>

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<sup>1</sup> 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).

## **LEGISLATIVE DELIBERATIONS**

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

### **"A" ITEMS**

**1. Council Decision establishing a Multiannual Framework for 2013-2017 for the European Union Agency for Fundamental Rights**

10449/12 FREMP 81 JAI 366 COSCE 17 COHOM 122 OC 292

The Council adopted the above Decision (Legal basis: Article 352 of the Treaty on the Functioning of the European Union).

**Declaration of the Council concerning national minorities to be made at the time of adoption and entered into the Council minutes**

"The Council Decision does not intend to define the notion of "national minority" and therefore the activities of the Fundamental Rights Agency under Article 2(h) affect neither the definition nor the existence of the term "national minority" as provided for by national law, nor the distribution of competences between the Union and the Member States in this respect."

**Declaration of the Council concerning the review of the Multiannual Framework to be made at the time of adoption and entered into the Council minutes**

"In the light of the ongoing review of the achievements of the European Union Agency for Fundamental Rights during its first five years of operations in accordance with Article 30(3) of Regulation No 168/2007, the Council agrees to examine any proposals for amendments to the Regulation that the Commission might submit to it pursuant to Article 31(2) of the mentioned Regulation, and to consider in that context the amendment of this Decision as regards the inclusion of police cooperation and judicial cooperation in criminal matters in the list of thematic areas. The Council also recalls the Council Declaration No 3 that was made when adopting the Regulation No 168/2007 of 15 February 2007."

**Declaration of the Commission to be made at the time of adoption and entered into the Council minutes**

"The Commission regrets the lack of agreement in the Council as regards the inclusion of the proposed new thematic areas of police cooperation and judicial cooperation in criminal matters in the new Multiannual Framework of the Fundamental Rights Agency (2013-2017).

The Commission recalls that following the entry into force of the Treaty of Lisbon, police cooperation and judicial cooperation in criminal matters have become part of the law of the Union and are therefore covered by the scope of the tasks of the Agency, as all areas falling within the competences of the Union, in accordance with Article 3(1) of Council Regulation (EC) n°168/2007.

However, in the absence of the inclusion of these thematic areas in the new Multiannual Framework, the Agency will be able to carry out its tasks in these areas only upon request of the European Parliament, the Council or the Commission, in accordance with Article 5(3) of Council Regulation (EC) n°168/2007."

**2. Proposal for a Regulation of the European Parliament and of the Council concerning customs enforcement of intellectual property rights [First reading] (LA)**

- Political agreement

6251/13 UD 36 PI 18 COMER 21 CODEC 291

+ COR 1

6249/13 UD 35 PI 17 COMER 20 CODEC 290

approved by Coreper, Part 1, on 20.02.2013

The Council reached a political agreement on the regulation proposal.

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