



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 26 October 2010

**10410/10
ADD 1**

PV/CONS	30
COMPET	188
RECH	217

ADDENDUM to DRAFT MINUTES

Subject: **3016th** meeting of the Council of the European Union (**COMPETITIVENESS
(Internal Market/Industry/Research)**) held in Brussels on 25 and 26 May 2010

ITEMS OF THE AGENDA CONCERNING
PUBLIC DELIBERATIONS¹

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AGENDA (doc. 9953/10 OJ/CONS 29 COMPET 163 RECH 190)

Item 2. Decision by the Council and the Representatives of the Governments of the Member States, meeting within the Council, on the participation of the European Union and of its Member States in the negotiations on a legally-binding instrument on mercury further to Decision 25/5 of the Governing Council of the United Nations Environment Programme (UNEP)	3
Item 3. Proposal for a Directive of the European Parliament and of the Council on Consumer Rights	3
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Item 9. Proposal for a Decision of the European Parliament and of the Council on the participation by the Community in a Joint Baltic Sea Research and Development Programme (BONUS-169) undertaken by several Member States	4

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

2. Proposal for a Regulation of the European Parliament and of the Council laying down harmonised conditions for the marketing of construction products

- Political agreement

10037/08 MI 167 ENT 110 COMPET 197 CODEC 676

9459/10 MI 134 ENT 47 COMPET 148 CODEC 395

The Council noted - with qualified majority - its Political Agreement on the text of the proposal as set out in the Annex of document 10163/10. It also noted the statements by the Commission and delegations in Addenda A to F of document 10163/10.

3. Proposal for a Directive of the European Parliament and the Council on Consumer Rights

- Policy debate

9480/10 CONSOM 44 JUSTCIV 92 CODEC 398

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The policy debate focused on the three issues in the Presidency's note.

Vice-President Reding firstly reiterated her intention to achieve progress and real benefits for consumers and traders, as the existing status quo based on minimum harmonisation is not satisfactory, and explore the possibility of targeting harmonisation, on the basis of pragmatic solutions.

A large number of delegations supported the Commission's pragmatic and flexible approach accompanied by an article by article examination in future work instead of trying to agree first on principles.

Concerning the second question, Member States did not support the idea of differentiated legal regimes for contracts concluded on the business premises of the trader (i.e. "on-premises") on the one hand and "off-premises" and distance contracts on the other.

Concerning the question of full harmonisation of information requirements for "off-premises" and distance contracts, the general view was that full harmonisation might be possible with keeping flexibility for Member States in some specifically defined sectors. This would however require further discussion.

8. Proposal for a Regulation of the European Parliament and of the Council on the European Earth Observation Programme (GMES) and its initial operations (2011-2013)

- Report from the Presidency on the proposed agreement at first reading
10285/09 RECH 172 COMPET 294 IND 68 TRANS 215 POLARM 13
ECOFIN 399 TELECOM 119 ENER 194
9862/10 RECH 186 COMPET 160 IND 69 TRANS 129 POLARM 17
ECOFIN 282 TELECOM 50 ENER 153 CODEC 438

The Council took note of the Progress Report set out in document 9862/10.

9. Proposal for a Decision of the European Parliament and of the Council on the participation by the Community in a Joint Baltic Sea Research and Development Programme (BONUS-169) undertaken by several Member States

- Report from the Presidency on the proposed agreement at first reading
15234/09 RECH 369 COMPET 457 ENV 756 CODEC 1260
9423/10 RECH 166 COMPET 139 ENV 263 CODEC 390

The Council took note of the Progress Report set out in document 9423/10

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