



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 16 January 2012**

**17021/11  
ADD 1**

**PV CONS 70**

**ADDENDUM to DRAFT MINUTES**

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Subject: **3125th** meeting of the Council of the European Union (**GENERAL AFFAIRS**),  
held in Brussels on 15 November 2011

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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. Proposal for a Directive of the European Parliament and of the Council on the assessment of the effects of certain public and private projects on the environment (Codification)**

PE-CONS 52/11 CODIF 49 ENV 678 CODEC 1452

+ COR 1 (fi)

+ REV 1 (ro)

+ REV 2 (sk)

+ REV 3 (bg)

+ REV 4 (pt)

+ REV 5 (lv)

+ REV 6 (ro)

The Council adopted the above Directive (Legal basis: 192(1) of the Treaty on the Functioning of the European Union).

### **Declaration of Romania**

"With regard to the provisions of the directive referring to an "opinion" of an authority, the term „aviz" contained in the Romanian version of the directive is to be interpreted as referring to a document reflecting the opinion of the authority and not to the act issued by the said authority at the end of the procedure conducted by it. Therefore, the terminology used by the directive has to be distinguished from the term „aviz" contained in the Romanian legislation in the field of environment.

The considerations above will be taken into account by Romanian authorities when interpreting this directive and the legislation in the field of environment."

**2. Proposal for a Directive of the European Parliament and of the Council on combating the sexual abuse, sexual exploitation of children and child pornography, repealing Framework Decision 2004/68/JHA [First reading] (LA+S)**

PE-CONS 51/11 DROIPEN 91 JAI 601 CODEC 1398

+ COR 1 (de)

The Council approved the amendment set out in the European Parliament's position at first reading and adopted the proposed act amended accordingly, with the Danish delegation voting against, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 82(2) and Article 83(1) of the TFEU).

### **Declaration by Denmark**

"Article 26 of the Directive of the European Parliament and of the Council on combating the sexual abuse, sexual exploitation of children and child pornography is based on an understanding of the Protocol No 22 on the position of Denmark annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European Union which Denmark does not agree with. Denmark has noted the solution found in Article 26, which consists in specifying that the Directive amends Framework Decision 2004/68/JHA through replacing it, whereas the solution is without prejudice to the outcome of the ongoing discussion concerning future comparable situations."

### **Joint statement of the European Parliament and of the Council**

"Having regard to the fact that 'real-life' solicitation of children for sexual purposes (off-line grooming) means intentional manipulation of a child under the age of sexual consent by means of speech, writing, audio-visual material or by similar presentations, to meet him or her for the purpose of committing any of the offences referred to in Article 3(4) and Article 5(6) of the Directive on combating the sexual abuse and sexual exploitation of children and child pornography,

having regard to the fact that 'real-life' solicitation of children for sexual purposes is already covered by the national law of Member States in different forms, as attempt, a preparatory offence or a particular form of sexual abuse;

the European Parliament and the Council call on the Member States to check carefully their criminal law definitions as regards the criminalisation of 'real-life' solicitation of children for sexual purposes, and to improve and correct their criminal law, if necessary, as regards any legal lacunae that might still exist in that regard."

### **AGENDA ITEMS**

#### **3. Multiannual Financial Framework (2014-2020)**

- Orientation debate on economic, social and territorial cohesion, Connecting Europe Facility, Common Agriculture Policy and Common Fisheries Policy  
16102/11 CADREFIN 111 POLGEN 166  
+ COR 1  
16105/11 CADREFIN 113 POLGEN 168

The Council held an orientation debate on the multiannual financial framework 2014-2020.

The debate concentrated on the economic, social and territorial cohesion, the Connecting Europe Facility, the Common Agriculture Policy and the Common Fisheries Policy based on a questionnaire prepared by the Presidency (doc. 16102/11 + COR 1).

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