



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 15 February 2012**

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ADD 1**

**PV/CONS 73  
EDUC 279  
JEUN 78  
CULT 113  
SPORT 47**

**ADDENDUM to DRAFT MINUTES**

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Subject: **3128th** meeting of the Council of the European Union (**EDUCATION, YOUTH, CULTURE AND SPORT**), held in Brussels on 28 and 29 November 2011

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

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### **"A" ITEMS list (doc. 17524/11 PTS A 108)**

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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 Regulation of the European Parliament and of the Council amending Regulation (EC) No 1934/2006 establishing a financing instrument for cooperation with industrialised and other high-income countries and territories**

PE-CONS 56/11 COASI 170 ASIE 55 COMEM 273 COLAT 34 COEST 342

DEVGEN 264 RELEX 998 CADREFIN 80 CODEC 1609

+ REV 1 (en)

The Council adopted the above Regulation in accordance with Article 294(13) of the Treaty on the Functioning of the European Union (Legal basis: Articles 207(2) and 209(1) of the TFEU).

### **Commission statement concerning Article 16**

"The Regulation addresses the issue of support for a number of specific non-Official Development Assistance (ODA) activities in countries covered by the Development Cooperation Instrument (DCI Regulation No 1905/2006). The Regulation is intended to be a one-off solution to this issue.

The Commission reaffirms that the eradication of poverty, including the pursuit of the Millennium Development Goals, is the primary objective of its development cooperation and remains a priority.

It recalls that the financial reference amount fixed in Article 16 for countries listed in Annex II will be implemented using dedicated budget lines which are intended for activities other than Official Development Assistance.

Furthermore, the Commission confirms its intention to respect the financial reference amount fixed in Article 38 of the Development Cooperation Instrument (Regulation No 1905/2006) for the period 2007-2013 as well as the provisions in the same Regulation regarding the fulfilment of the criteria for ODA. It recalls that on the basis of its current financial planning, this reference amount will be exceeded in 2013.

In this context, the Commission intends to propose draft budgets which ensure a progression in development assistance for Asia and Latin America under the DCI Regulation No 1905/2006 over the period until 2013 so that the currently projected ODA amounts under the DCI and the EU budget generally are not affected."

**Statement by the European Parliament and the Council on the use of Delegated Acts in the future Multiannual Financial Framework (MFF) 2014-2020**

"The European Parliament and the Council take note of the Commission Communication "A Budget for Europe 2020" (COM(2011) 500<sup>1</sup>), in particular in relation to the proposed use of delegated acts in the future external financing instruments and await legislative proposals, which will be duly considered."

**2. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1905/2006 establishing a financing instrument for development cooperation (third reading) (LA+S)**

PE-CONS 57/11 DEVGEN 265 NIS 123 PESC 1231 RELEX 999 FIN 707

ACP 189 CADREFIN 81 COHOM 237 CODEC 1610

+ REV 1 (en)

+ REV 2 (sl)

The Council adopted the above Regulation in accordance with Article 294(13) of the Treaty on the Functioning of the European Union (Legal basis: Article 209(1) of the TFEU).

**Statement by the European Parliament and the Council on the use of Delegated Acts in the future Multiannual Financial Framework (MFF) 2014-2020**

"The European Parliament and the Council take note of the Commission Communication *A Budget for Europe 2020* (COM (2011) 500<sup>1</sup>), in particular in relation to the proposed use of delegated acts in the future external financing instruments and await legislative proposals, which will be duly considered."

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<sup>1</sup> The Commission in its Communication: A budget for Europe 2020 (COM(2011) 500), states that:

"Furthermore, the future legal bases for the different instruments will propose the extensive use of delegated acts to allow for more flexibility in the management of the policies during the financing period, while respecting the prerogatives of the two branches of legislator."  
and

"It is considered that democratic scrutiny of external aid must be improved. This could be achieved by the use of delegated acts in accordance with Article 290 of the Treaty for certain aspects of programmes, not only placing the co-legislators on an equal footing but also ensuring more flexibility in programming. For the EDF, it is proposed to bring scrutiny into line with the DCI, whilst taking into account the specificities of this instrument."

**3. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1889/2006 on establishing a financing instrument for the promotion of democracy and human rights worldwide**

PE-CONS 58/11 DEVGEN 266 NIS 124 PESC 1232 RELEX 1000 FIN 708  
ACP 190 CADREFIN 82 COHOM 238 CODEC 1611

+ REV 1 (en)

+ REV 2 (sl)

The Council adopted the above Regulation in accordance with Article 294(13) of the Treaty on the Functioning of the European Union (Legal basis: Article 209(1) and Article 212 of the TFEU).

**Statement by the European Parliament and the Council on the use of Delegated Acts in the future Multiannual Financial Framework (MFF) 2014-2020**

"The European Parliament and the Council take note of the Commission Communication *A Budget for Europe 2020 (COM (2011) 500<sup>1</sup>)*, in particular in relation to the proposed use of delegated acts in the future external financing instruments and await legislative proposals, which will be duly considered."

**4. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1905/2006 establishing a financing instrument for development cooperation**

PE-CONS 59/11 DEVGEN 267 ACP 191 AGRI 662 WTO 343 CODEC 1613

+ REV 1 (en)

The Council adopted the above Regulation in accordance with Article 294(13) of the Treaty on the Functioning of the European Union (Legal basis: Article 209(1) of the TFEU).

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**Commission statement for the Banana Accompanying Measures (BAM) programme within the Development Cooperation Instrument (DCI)**

"In the specific case of the Banana Accompanying Measures (BAM) and in view of the rationale and the objectives of the programme as set out in Article 17a of the financing instrument for development cooperation (DCI), the European Commission confirms that, in determining the indicative country allocations, it will apply a methodology in an objective and uniform manner that takes account of the importance of the banana sector and the economic and developmental realities of each eligible beneficiary country.

The Commission declares that it intends to apply a methodology which will give approximately equal weight to the first two criteria, whilst the third criterion will be used as a development coefficient. The objective of this methodology is to give equivalent importance across all beneficiary countries to their level of trade in bananas with the European Union and the importance of banana exports to the Union to the economies of each beneficiary country. The relative level of development will modulate the allocations in favour of countries with lower development levels, in line with the Union's development objectives as set out in the Treaties and the DCI."

**Statement by the European Parliament and the Council on the use of Delegated Acts in the future Multiannual Financial Framework (MFF) 2014-2020**

"The European Parliament and the Council take note of the Commission Communication *A Budget for Europe 2020 (COM (2011) 500<sup>1</sup>)*, in particular in relation to the proposed use of delegated acts in the future external financing instruments and await legislative proposals, which will be duly considered."

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## **NON LEGISLATIVE ACTIVITIES - PUBLIC DEBATES**

*(pursuant to Article 8 (2) of the Council's Rules of Procedure [Proposed by the Presidency])*

### **8. Investing effectively in Education and Training in a time of crisis**

- Policy debate  
16248/11 EDUC 265 SOC 935 ECOFIN 744  
+ REV 1 (ro)

The Council held a policy debate on the basis of a question paper prepared by the Presidency (see doc. 16248/11).

In the context of significant reductions in public spending across the EU, ministers discussed the implications of the financial crisis for Member States' education and training systems, what constitutes "effective investment" and which areas should be given priority at a time of limited resources.

### **14. The contribution of the cultural sector to Economic Growth, Job Creation and Social Development - enhancing the evidence base**

- Policy debate  
16321/11 CULT 93  
+ REV 1 (hu)

The Council held a policy debate on the basis of a question paper prepared by the Presidency (see doc. 16321/11). There was broad agreement that reliable and comparable data that would clearly demonstrate the contribution of the cultural and creative sector to the European economy is essential both for national and European cultural policy-making.

### **18. Good Governance in Sport**

- Policy debate  
16357/11 SPORT 37

The Council held a policy debate on the basis of a question paper prepared by the Presidency (see doc. 16357/11). There was a large consensus on the principles underlying good governance in sport, such as transparency, democracy, accountability, financial solidarity and social responsibility, including gender equality.

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