



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 24 January 2012

**15838/11
ADD 1**

**PV/CONS 63
AGRI 718
PECHE 304**

ADDENDUM to DRAFT MINUTES

Subject: **3120th** meeting of the COUNCIL OF THE EUROPEAN UNION
(**AGRICULTURE AND FISHERIES**), held in Luxembourg on 20 and
21 October 2011

PUBLIC DELIBERATION ITEMS¹

Page

"A" ITEMS list (doc. 15467/11 PTS A 93)

Item 1.	Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 378/2007 as regards the rules for the implementation of voluntary modulation of direct payments under the common agricultural policy	3
Item 2.	Proposal for a Regulation of the European Parliament and of the Council repealing Regulation (EEC) No 429/73 of the Council making special provisions for imports into the Community of certain goods coming under Regulation (EEC) No 1059/69 and originating in Turkey	3
Item 3.	Proposal for a Regulation of the European Parliament and of the Council on repealing certain obsolete Council acts in the field of the common agricultural policy	3
Item 4.	Proposal for a Regulation of the European Parliament and of the Council on repealing certain obsolete Council acts in the field of common commercial policy	4
Item 5.	Proposal for a Regulation of the European Parliament and of the Council on certain provisions for fishing in the GFCM (General Fisheries Commission for the Mediterranean) Agreement Area and amending Council Regulation (EC) No 1967/2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea	4
Item 6.	Proposal for a Directive of the European Parliament and of the Council on the European Protection Order	5

AGENDA ITEMS (doc. 15465/1/11 REV 1 OJ/CONS 62 AGRI 688 PECHE 288)

Item 3.	CAP Reform Package	5
Item 4.	Amended proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1290/2005 and Council Regulation (EC) No 1234/2007 as regards distribution of food products to the most deprived persons in the Union	6

◦
◦ ◦

¹ 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 Council Regulation (EC) No 378/2007 as regards the rules for the implementation of voluntary modulation of direct payments under the common agricultural policy**
PE-CONS 36/11 AGRI 520 AGRISTR 42 CODEC 1188

The Council approved the amendment set out in the European Parliament's position at first reading and adopted the proposed act amended accordingly, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 43(2) of the TFEU).

2. **Proposal for a Regulation of the European Parliament and of the Council repealing Regulation (EEC) No 429/73 of the Council making special provisions for imports into the Community of certain goods coming under Regulation (EEC) No 1059/69 and originating in Turkey**
PE-CONS 32/11 NT 13 COMER 134 AGRI 468 CODEC 1074

The Council approved the amendments set out in the European Parliament's position at first reading and adopted the proposed act amended accordingly, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 207(2) of the TFEU).

3. **Proposal for a Regulation of the European Parliament and of the Council on repealing certain obsolete Council acts in the field of the common agricultural policy**
PE-CONS 33/11 AGRI 512 AGRIORG 116 CODEC 1076

The Council approved the amendment set out in the European Parliament's position at first reading and adopted the proposed act amended accordingly, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 42 and Article 43(2) of the TFEU).

4. Proposal for a Regulation of the European Parliament and of the Council on repealing certain obsolete Council acts in the field of common commercial policy

PE-CONS 35/11 AGRI 513 AGRIORG 117 PROBA 94 WTO 267 UD 179

STIS 15 CODEC 1184

The Council approved the amendments set out in the European Parliament's position at first reading and adopted the proposed act amended accordingly, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 207 of the TFEU).

5. Proposal for a Regulation of the European Parliament and of the Council on certain provisions for fishing in the GFCM (General Fisheries Commission for the Mediterranean) Agreement Area and amending Council Regulation (EC) No 1967/2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea

a) Adoption of the position of the Council in first reading

b) Adoption of the statement of the Council reasons

15273/11 CODEC 1640 PECHE 282

+ ADD 1

+ ADD 1 COR 1

12607/11 PECHE 199 CODEC 1173

+ ADD 1

+ COR 1 (el)

+ REV 1 (ga)

approved by COREPER, Part 1, on 12.10.2011

The Council approved its position at first reading, in accordance with Article 294(5) of the Treaty on the Functioning of the European Union (Legal basis: Article 43(2) of the TFEU).

Council statement

"The Council welcomes the prospect of the rapid adoption of the Regulation of the European Parliament and the Council on certain provisions for fishing in the GFCM (General Fisheries Commission for the Mediterranean) Agreement Area.

The Council, however, wishes to stress that the final text adopted in relation to Article 26 does not prejudice the position of the Council on delegated acts in the future."

Commission statement

"The Commission expresses concern that the limited powers delegated to it by the co-legislators may affect the EU's ability to ensure the timely transposition in EU law of measures taken by the GFCM in the future that revise or update the international conservation and management measures of this organisation.

The Commission therefore may propose amendments to the Regulation increasing the number of measures which should be adopted by delegated acts in case the transposition through the ordinary legislative procedure leads to delays which would jeopardise the EU's ability to comply with its international obligations."

6. Proposal for a Directive of the European Parliament and of the Council on the European Protection Order

- Political agreement

14923/11 COPEN 260 CODEC 1566 JUSTCIV 252

15216/11 COPEN 267 CODEC 1628 JUSTCIV 264

The Council reached political agreement by qualified majority on the draft directive.

AGENDA ITEMS

3. CAP Reform Package:

(i) Proposal for a Regulation of the European Parliament and of the Council establishing rules for direct payment to farmers under support schemes within the framework of the common agricultural policy (the direct payments regulation)

15396/11 AGRI 679 AGRIFIN 87 CODEC 1656

+ REV 1 (en, fr, de)

(ii) Proposal for a Regulation of the European Parliament and of the Council establishing a common organisation of the market in agricultural products (the Single CMO regulation)

15397/11 AGRI 680 AGRIFIN 88 AGRIORG 178 CODEC 1657

+ REV 1 (en, fr, de)

(iii) Proposal for a Council Regulation determining measures on fixing certain aids and refunds related to the common organization of the market in agricultural products

15400/11 AGRI 683 AGRIORG 180

(iv) Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 73/2009 as regards the application of transitional measures in respect of the year 2013

15398/11 AGRI 681 AGRIFIN 89 CODEC 1658

(v) Proposal for a Regulation of the European Parliament and of the Council modifying Regulation (EC) No 1234/2007 establishing a common organization of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) as regards the regime of the single payment scheme and support to vine-growers

15399/11 AGRI 682 AGRIORG 179 AGRIFIN 90 CODEC 1659

(vi) 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) (the rural development regulation)

15425/11 AGRISTR 57 CODEC 1665

+ REV 1 (en, fr, de)

(vii) 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)

15426/11 AGRI 684 AGRISTR 58 AGRIORG 181 AGRIFIN 92 CODEC 1666
+ REV 1 (en, fr, de)

- Presentation by the Commission and exchange of views

The Council

- took note of the Commission presentation of its proposals on the CAP reform;
- took note of delegations' initial reactions;
- mandated the Council preparatory bodies to examine the proposals;
- noted the Presidency's intention to hold policy debates on CAP reform in the Council sessions of November (on the Direct Payments proposal) and December (on the Rural Development proposal).

4. Amended proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1290/2005 and Council Regulation (EC) No 1234/2007 as regards distribution of food products to the most deprived persons in the Union

- Policy debate
15054/11 AGRI 651 AGRIORG 172 SOC 843 CODEC 1591

The Presidency took note that there was not a qualified majority in favour of continuing work on the proposal.

The Presidency undertook to reflect on the way forward.

=====