



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 25 September 2012

**14107/1/12
REV 1**

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REVISED VERSION N° 1 of the PROVISIONAL AGENDA

for: 2422nd MEETING OF THE PERMANENT REPRESENTATIVES
COMMITTEE (Part 1)

date: Wednesday 26 (10:00) and Friday 28 (10:30) September 2012

MEETING ON WEDNESDAY 26 SEPTEMBER 2012 (10:00)

1. Adoption of the agenda

I ⁽¹⁾

2. Replies to written questions put to the Council by Members of the European Parliament(+)

- (a) n° E-006210/2012 put by Paul Murphy
"Forced eviction of some 2 300 people from the area of the Ma'ale Adumim settlement"
13240/12 PE-QE 270
- (b) n° P-006289/2012 put by Mário David
"Emergency autonomous trade preferences for Pakistan"
13302/12 PE-QE 276
- (c) n° E-006583/2012 put by Tokia Saïfi
"Possible suspension of EU-Syria Cooperation Agreement"
13232/12 PE-QE 268
- (d) n° E-006744/2012 put by Oreste Rossi
"Review of the list of priority substances in the field of water policy"
13250/12 PE-QE 273

- (e) n° E-006753/2012 put by Thijs Berman and Emine Bozkurt
"Indonesia"
13241/12 PE-QE 271
- (f) n° E-007059/2012 put by Andrew Henry William Brons
"Asylum and Migration Fund"
13299/12 PE-QE 275
- (g) n° E-007061/2012 put by Andrew Henry William Brons
"Expansion of the EU"
13233/12 PE-QE 269

3. Case before the Court of Justice

Case C-399/12 (Federal Republic of Germany v Council of the European Union)

- Information note for the attention of the Permanent Representatives Committee (Part 1)
13809/12 JUR 493 AGRI 585 AGRIORG 148

4. Judgment of the Court of Justice in case C-490/10, European Parliament / Council of the European Union

- Information note for the attention of the Permanent Representatives Committee (Part 1)
13727/12 JUR 489 ENER 372

5. Proposal for a Decision of the Council on the conclusion of the Nagoya-Kuala Lumpur Supplementary Protocol on Liability and Redress to the Cartagena Protocol on biosafety

- Request by the Council for the consent of the European Parliament
13582/12 ENV 692 WTO 293 ONU 109 AGRI 557 OC 479
13583/12 ENV 693 WTO 294 ONU 110 AGRI 558 OC 480
13905/12 ENV 710 WTO 306 ONU 114 AGRI 594 OC 505

6. Draft Commission Decision of XXX on essential requirements relating to marine radio communication equipment which is intended to be used on non-SOLAS vessels and to participate in the Global Maritime Distress and Safety System (GMDSS)

- Decision not to oppose the adoption
13200/12 TRANS 270
+ COR 1
13757/12 TRANS 293 TELECOM 160

7. Draft Commission Regulation (EU) No .../.. of XXX amending Directive 2007/46/EC of the European Parliament and of the Council and Commission Regulation (EC) No 692/2008 as concerns innovative technologies for reducing CO2 emissions from light passenger and commercial vehicles
 - Decision not to oppose adoption
 - 13248/12 ENV 671 ENT 197
 - 13856/12 ENV 707 ENT 215

8. Draft Commission Regulation (EU) No .../.. of XXX amending Annex II to Regulation No 1333/2008 of the European Parliament and of the Council as regards the use of polyglycitol syrup in several food categories
 - Decision not to oppose adoption
 - 13645/12 DENLEG 82 AGRI 567
 - 12073/12 DENLEG 65 AGRI 463

9. Draft Commission Regulation (EU) No .../.. of XXX amending Regulation (EC) No 1332/2008 of the European Parliament and of the Council on food enzymes with regard to transitional measures
 - Decision not to oppose adoption
 - 13646/12 DENLEG 83 AGRI 568
 - 13081/12 DENLEG 75 AGRI 530

10. Draft Commission Regulation (EU) No .../.. of XXX amending Regulation (EC) No 1881/2006 as regards maximum levels for aflatoxins in dried figs
 - Decision not to oppose adoption
 - 13755/12 DENLEG 84 AGRI 578
 - 13082/12 DENLEG 76 AGRI 531

11. Draft Commission Regulation (EU) No .../.. of XXX amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of Dimethyl polysiloxane (E 900) as an anti-foaming agent in food supplements
 - Decision not to oppose adoption
 - 13765/12 DENLEG 85 AGRI 579
 - 13083/12 DENLEG 77 AGRI 532

12. Draft Commission Regulation (EU) No .../.. of XXX on the authorisation of a health claim made on foods and referring to the reduction of disease risk
 - Decision not to oppose adoption
 - 13766/12 DENLEG 86 AGRI 580
 - 13055/12 DENLEG 73 AGRI 528

13. Draft Commission Regulation (EU) No .../.. of XXX amending Regulation (EC) no 1924/2006 with regard to the list of nutrition claims
 - Decision not to oppose adoption
 - 13767/12 DENLEG 87 AGRI 581
 - 13056/12 DENLEG 74 AGRI 529

14. ICAO -12th Air Navigation Conference (ANC/12) (Montréal, 19-30 November 2012)
 - European Union coordination of a common position (°)
 - 13834/12 AVIATION 139 RELEX 819
 - + ADD 1 - 38

15. Draft Council Decision concerning the renewal of the Agreement for scientific and technological cooperation between the European Community and the Federative Republic of Brazil
 - Adoption
 - 10475/12 RECH 173 AMLAT 30 OC 260
 - + COR 1 (pl)
 - 14048/12 RECH 349 AMLAT 58

16. Draft Council Decision on the conclusion of the Agreement between the European Union and the People's Democratic Republic of Algeria on scientific and technological cooperation
 - Adoption
 - 8283/12 RECH 104 AL 1 OC 167
 - 17318/11 RECH 382 AL 9 OC 60
 - + COR 1 (de, sv)
 - + COR 2 (el)
 - + COR 3 (el)
 - 14049/12 RECH 350 AL 3

17. Proposal for a Regulation of the European Parliament and of the Council on administrative cooperation through the Internal Market Information System ('the IMI Regulation')
(First reading) (Legislative deliberation)
- Adoption of the legislative act
PE-CONS 25/12 COMPET 315 MI 370 CIDEF 1423 OC 256
13916/12 CODEC 2166 COMPET 558 MI 563 OC 506
18. Proposal for a Decision of the European Parliament and of the Council setting up an information exchange mechanism with regard to intergovernmental agreements between Member States and third countries in the field of energy **(First reading)**
(Legislative deliberation + Statement)
- Adoption of the legislative act
PE-CONS 30/12 ENER 232 CODEC 1492 OC 270
13790/12 CODEC 2138 ENER 375 OC 492
+ ADD 1
19. Proposal for a Regulation of the European Parliament and of the Council on European Standardisation and amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/105/EC and 2009/23/EC of the European Parliament and of the Council **(First reading)**
(Legislative deliberation + Statement)
- Adoption of the legislative act
PE-CONS 32/12 COMPET 373 IND 103 MI 407 RECH 214 ENT 141
TELECOM 120 CODEC 1560 OC 291
+ REV 1 (de)
13876/12 CODEC 2155 COMPET 556 IND 144 MI 561 RECH 340 ENT 216
TELECOM 161 OC 501
+ ADD 1 REV 1
20. Proposal for a Directive of the European Parliament and of the Council on certain permitted uses of orphan works **(First reading) (Legislative deliberation + Statement)**
- Adoption of the legislative act
PE-CONS 36/12 PI 77 AUDIO 68 CULT 95 CODEC 1735 OC 332
13878/12 CODEC 2156 PI 107 AUDIO 84 CULT 113 OC 502
+ ADD 1

21. Proposal for a Directive of the European Parliament and of the Council on energy efficiency and repealing Directives 2004/8/EC and 2006/32/EC (**First reading**)
(Legislative deliberation + Statement)
- Adoption of the legislative act
PE-CONS 35/12 ENER 323 ENV 564 TRANS 215 ECOFIN 624 RECH 294
CODEC 1723 OC 328
+ REV 1 (de)
13917/12 CODEC 2167 ENER 378 ENV 712 TRANS 300 ECOFIN 783
RECH 341 OC 507
+ ADD 1 REV 1
22. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 726/2004 as regards pharmacovigilance (**First reading**)
(Legislative deliberation + Statement)
- Adoption of the legislative act
PE-CONS 42/12 MI 467 PHARM 58 SAN 170 ECO 98 ENT 165 CODEC 1829
OC 372
13918/12 CODEC 2168 MI 564 PHARM 66 SAN 198 ECO 112 ENT 217
OC 508
+ ADD 1
23. Proposal for a Directive of the European Parliament and of the Council amending Directive 2001/83/EC as regards pharmacovigilance (**First reading**) (**Legislative deliberation**)
- Adoption of the legislative act
PE-CONS 43/12 MI 468 PHARM 59 SAN 171 ECO 99 ENT 166 CODEC 1830
OC 374
13919/12 CODEC 2169 MI 565 PHARM 67 SAN 199 ECO 113 ENT 218
OC 509

II

24. Proposal for a Regulation of the European Parliament and of the Council on **food intended for infants** and young children and on food for special medical purposes (**First reading**) (**Legislative deliberation**)
- Presidency debriefing on the outcome of the informal trilogue
25. **Preparation** for the Council meeting (**Employment, Social Policy**, Health and Consumer Affairs) on 4 October 2012
1. Proposal for a Directive of the European Parliament and of the Council on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (**electromagnetic fields**) (XXth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) (**First reading**) (*Legislative deliberation*)
 - (poss.) General approach/ Progress report
 - 11951/11 SOC 598 CODEC 1075 (x)
 - + COR 1 (x)
 - 13773/12 SOC 743 CODEC 2136
 - + COR 1
 2. Proposals for Council Decisions on the position to be taken on behalf of the European Union within the Stabilisation and/or Association Council/the Cooperation Committee established by each of the respective agreements between the European Communities and Turkey, Montenegro, Albania and the Republic of San Marino, with regard to the adoption of the provisions on the coordination of **social security systems** (*Legislative deliberation*)
 - Political agreements
 - 8553/12 SOC 260 ALB 1 COWEB 51 (x)
 - 8554/12 SOC 261 (x)
 - + COR 1 (x)
 - 8555/12 SOC 262 SM 4 EEE 30 (x)
 - 8556/12 SOC 263 NT 8 (x)
 - 13441/12 SOC 716 ALB 5 COWEB 131
 - + COR 1
 - 13442/12 SOC 717 ME 6 COWEB 132
 - + COR 1
 - 13443/12 SOC 718 SM 14 EEE 104
 - + COR 1
 - 13444/12 SOC 719 NT 25
 - + ADD 1
 - + ADD 2

3. **Europe 2020 Strategy and the new European Governance** (*Non-legislative activity*)
(Public debate in accordance with Article 8(2) of the Council's Rules of Procedure
[proposed by the Presidency])

(a) Evaluation of the second European Semester and thematic surveillance in
employment and social policies

- Policy debate

13684/12 SOC 735 ECOFIN 771 EDUC 258

- Endorsement of the contributions of the
= Employment Committee

13685/12 SOC 736 ECOFIN 772 EDUC 259

= Social Protection Committee

13722/12 SOC 739 ECOFIN 774 EDUC 263

(b) Principles of well-functioning Labour Markets

- Endorsement of EMCO proposal

13686/12 SOC 737 ECOFIN 773 EDUC 260

(c) Social Protection Performance Monitor (SPPM)

- Endorsement of the SPPM main features, prepared by SPC

13723/12 SOC 740 ECOFIN 775 EDUC 264

- Any other business

- Recommendation for a Council Decision authorising the Commission to negotiate an international agreement within the World Intellectual Property Organization on improved **access to books for print impaired persons**

- Information from the Commission

11180/12 PI 73

RESTREINT UE (x)

13930/12 PI 108

RESTREINT UE (x)

MEETING ON FRIDAY 28 SEPTEMBER 2012 (10:30)

I

28. Preparation of the IMO Diplomatic Conference on the safety of fishing vessels (consideration and adoption of an Agreement on the implementation of the Torremolinos Protocol of 1993 relating to the 1977 Torremolinos Convention)
(Cape Town, South Africa, 9-11 October 2012)
- European Union coordination of a common position
 - 14063/12 TRANS 302 MAR 114
 - 14064/12 TRANS 303 MAR 115

II

29. Proposal for a Regulation (EU) No .../2012 of the European Parliament and of the Council on the approval and market surveillance of **two- or three-wheel vehicles** and quadricycles
(First reading) (Legislative deliberation)
- Analysis of the compromise text with a view to agreement (°)
 - 13925/12 ENT 219 ENV 713 CODEC 2171
30. Proposal for a Regulation (EU) No .../... of the European Parliament and of the Council on the approval of **agricultural or forestry vehicles (First reading) (Legislative deliberation)**
- Analysis of the compromise text with a view to agreement (°)
 - 13928/12 MI 566 CODEC 2172 ENT 220 ENV 714 AGRI 598
26. Proposal for a Decision of the European Parliament and of the Council amending Council Decision 2003/17/EC by extending its period of application and by updating the names of a third country and of the authorities responsible for the **approval and control of the production**
- Analysis of the compromise text with a view to agreement (°)
 - 13871/12 AGRILEG 131 CODEC 2199

27. Proposal for a Decision of the European Parliament and of the Council amending Council Decision 2008/971/EC as regards the inclusion of forest reproductive material of the 'qualified' category within the scope of that Decision and the updating of the name of the authorities responsible for the **approval and control of the production**
- Analysis of the compromise text with a view to agreement (°)
13872/12 AGRILEG 132 SEMENCES 6 FORETS 61 CODEC 2200

31. Transferred under Any other business

32. **Preparation** for the Council meeting "**Competitiveness**" (Internal Market, Industry, Research and Space) on 10 and 11 October 2012

1. **European Industrial Policy** (*Non-legislative activity*)

- (a) Communication from the Commission on Industrial Policy Communication update: A contribution to **growth and economic recovery**
- (b) Communication from the Commission on the Strategy for the sustainable competitiveness of the **construction sector and its enterprises**
- (c) Communication from the Commission on Cultural and creative sectors for **creative growth in the EU**
 - Presentation by the Commission
 - Exchange of views
13186/12 IND 132 COMPET 528 MI 528 RECH 326 ENER 362 TRANS 269
13971/12 IND 145 COMPET 561 MI 568
- (d) **Key enabling technologies** and the European Innovation Partnership on Raw materials
 - Adoption of Council conclusions
7247/12 COMPET 130 RECH 77 IND 48 (x)
12093/12 COMPET 480 RECH 310 IND 121 MI 465 FC 34 RC 17 (x)
13826/12 COMPET 554 RECH 339 IND 143 MI 560 FC 40 RC 26

2. Proposal for a Regulation amending Regulation (EC) 294/2008 of the European Parliament and of the Council establishing the European Institute of Innovation and Technology (**EIT**) (**First reading**) (*Legislative deliberation*)
- Partial general approach
13962/12 RECH 342 COMPET 560 EDUC 268 CODEC 2176

3. European Research Area (**ERA**) (*Non-legislative activity*)

- (a) Communication from the Commission on a reinforced European Research Area Partnership for Excellence and Growth
 - (b) Communication from the Commission : Towards better access to scientific information: Boosting the benefits of public investments in research
 - (c) Recommendation from the Commission on access to and preservation of scientific information
 - Presentation by the Commission
 - Policy debate
- 12848/12 RECH 321 COMPET 519 MI 511 TELECOM 147
12847/12 RECH 320 TELECOM 146 COMPET 518
12846/12 RECH 319 TELECOM 145 COMPET 517
13983/12 RECH 343 COMPET 562

- Any other business

- (a) Aviation/ETS
 - = Information from the Commission
- (b) Annual Growth Survey
 - = Information from the Presidency

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- (1) These items will be considered by the Mertens Group on 25 September 2012.
 - (+) Item which may be adopted by silence procedure, in accordance with Article 12 (2) of the Council's Rules of Procedure
 - (°) Item for a formal decision by Coreper in accordance with Article 19(7) of the Council' s Rules of Procedure.
 - (x) Document not available in the meeting room.