



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 28 January 2014
(OR. en)**

5325/14

CRS/CRP 2

SUMMARY RECORD

Subject: 2481st meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 15, 16, 17 and 20 January 2014

SUMMARY

Page

1. Adoption of the provisional agenda and "I" items 7

Coreper Part 1

I

2. Replies to written questions put to the Council by Members of the European Parliament
 - a) E-010582/2013 - Katarína Neved'alová (S&D)
Fostering a culture of democratic participation within the EU
 - b) E-011245/2013 - Francisco Sosa Wagner (NI)
Human rights in Russia and the EU's external relations
 - c) E-012637/2013 - Andrej Plenković (PPE)
Recruitment of Croatian citizens to the Council of the European Union
3. Judgments of the Court of Justice in Cases
C-111/10 (European Commission v. Council of the European Union)
C-117/10 (European Commission v. Council of the European Union)
C-118/10 (European Commission v. Council of the European Union)
C-121/10 (European Commission v. Council of the European Union)
4. Governing Board of the European Centre for the Development of Vocational Training (CEDEFOP)
Appointment of Ms Gema TORRES (ES), member in the category of representatives of Employees' organisations
6. Commission Regulation (EU) No .../.. of XXX amending Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food
7. 8th meeting of the EU-Russia Permanent Partnership Council on Energy (Moscow, 17 January 2014)
8. Draft Council Decision concerning the renewal of the Agreement on cooperation in science and technology between the European Community and the Government of the Russian Federation
9. Draft Council Decision on the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community on the one hand, and the Government of Denmark and the Home Rule Government of Greenland, on the other hand
10. Draft Council Decision on the conclusion of a new Fishery Partnership Agreement and of a new Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mauritius

II

11. Proposal for a Directive of the European Parliament and of the Council on marine equipment and repealing Directive 96/98/EC (First reading) (Legislative deliberation) 9
12. Proposal for a Decision of the European Parliament and of the Council establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 (First reading) (Legislative deliberation) 9
13. Proposal for a Regulation of the European Parliament and of the Council on consumer product safety and repealing Council Directive 87/357/EEC and Directive 2001/95/EC (First reading) (Legislative deliberation)
and
Proposal for a Regulation of the European Parliament and of the Council on market surveillance of products 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, 1999/5/EC, 2000/9/EC, 2000/14/EC, 2001/95/EC, 2004/108/EC, 2006/42/EC, 2006/95/EC, 2007/23/EC, 2008/57/EC, 2009/48/EC, 2009/105/EC, 2009/142/EC, 2011/65/EU, Regulation (EU) No 305/2011, Regulation (EU) No 764/2008 and Regulation (EC) No 765/2008 of the European Parliament and of the Council (First reading) (Legislative deliberation) 10
14. Proposal for a Directive of the European Parliament and of the Council on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services (First reading) (Legislative deliberation) 10
15. Proposal for a Decision of the European Parliament and of the Council on enhanced co-operation between Public Employment Services (PES) (First reading) (Legislative deliberation) 10
16. Proposal for a Regulation of the European Parliament and of the Council on the establishment of rules and procedures with regard to the introduction of noise-related operating restrictions at Union airports within a balanced approach and repealing Directive 2002/30/EC of the European Parliament and of the Council (First reading) (Legislative deliberation) 11
17. Proposal for a Decision of the European Parliament and of the Council, establishing a Space Surveillance and Tracking Support Programme (First reading) (Legislative deliberation) 11
18. Proposal for a Directive of the European Parliament and of the Council on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment (First reading) (Legislative deliberation) 11
19. Proposal for a Directive of the European Parliament and of the Council on electronic invoicing in public procurement (First reading) (Legislative deliberation) 12
20. Proposal for a Council Decision concerning the placing on the market for cultivation, in accordance with Directive 2001/18/EC of the European Parliament and of the Council, of a maize product (*Zea mays* L., line 1507) genetically modified for resistance to certain lepidopteran pests (Text with EEA relevance) 12

Coreper Part 2

I

21. Case before the General Court
 - Case T-439/13 (Mohammad Moghaddami Fard and Ahmad Sarkandi v. Council of the European Union)
22. Transparency - Public access to documents
 - Confirmatory application No 25/c/01/13
23. Proposal for transfer of appropriations No DEC 45/2013 within Section III - Commission - of the general budget for 2013
24. Council Decision ofamending Decision 1999/70/EC concerning the external auditors of the national central banks, as regards the external auditors of the Latvijas Banka (ECB/2013/42)
25. Draft design of the new euro coins to be issued by Belgium as of February 2014
27. Approval of the election of the Vice-President of the College of Eurojust
28. Line to take for the meeting of the Seventeenth EU-Russia Permanent Partnership Council (Justice and Home Affairs)
29. Proposal for a Regulation of the European Parliament and of the Council concerning certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one hand, and the Republic of Serbia, of the other part, and for applying the Interim Agreement between the European Community, of the one part, and the Republic of Serbia, of the other part (First reading)
30. Relations with Russia
 - Key Outstanding issues for the EU in its relations with Russia
31. Relations with Iraq
 - Adoption of the provisional agenda of the first meeting of the EU-Iraq Cooperation Council (Brussels, 20 January 2014)
32. Political and Security Committee Decision EUBAM LIBYA/1/2014 on the establishment of the Committee of Contributors for the European Union Integrated Border Management Assistance Mission in Libya (EUBAM Libya)
33. Political and Security Committee Decision EUBAM LIBYA/2/2014 on the acceptance of third States' contributions to the European Union Integrated Border Management Assistance Mission in Libya (EUBAM Libya)

34. Political and Security Committee Decision EUCAP SAHEL Niger/1/2014 extending the mandate of the Head of Mission of the European Union CSDP mission in Niger (EUCAP SAHEL Niger)
35. Council Decision authorising the opening of negotiations with Georgia for an agreement between the European Union and Georgia on the security of classified information
36. Council Decision authorising the opening of negotiations with Albania for an agreement between the European Union and Albania on the security of classified information
37.
 - Council Decision laying down rules and procedures to enable the participation of Greenland in the Kimberley Process certification scheme
 - Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2368/2002 as regards the inclusion of Greenland in implementing the Kimberley Process certification scheme (First reading)
38. Review of restrictive measures against Syria:
 - Letter of reply to lawyers of a person subject to the restrictive measures provided for in Council Decision 2013/255/CFSP and in Council Regulation (EU) No 36/2012
39. Iran
 - a) Council Decision amending Council Decision 2010/413/CFSP concerning restrictive measures against Iran
 - b) Council Regulation amending Regulation (EU) No 267/2012 concerning restrictive measures against Iran
40. Council Decision amending Council Decision 2013/255/CFSP concerning restrictive measures against Syria

II

41.	Debrief of the G20 Sherpa meeting (Sydney, 12-13 December 2013)	13
42.	Preparation of the Council meeting (Foreign Affairs) on 20 January 2014	
a)	Southern Neighbourhood	
–	Syria conflict and regional implications	13
–	Egypt	13
b)	Yemen	13
c)	(poss.) MEPP	13
d)	(poss.) Iran	13
e)	Central African Republic	14
f)	South Sudan	
–	Draft Council conclusions	14
g)	Afghanistan	
–	Draft Council conclusions	14
h)	Russia	14
i)	Other items in connection with the Council meeting	15
43.	Relations with Russia	
–	Preparations for the 32nd EU-Russia Summit (Brussels, 27/28 January 2014)	15
44.	Preparation of the Council meeting (Economic and Financial Affairs) on 28 January 2014	
–	Other items in connection with the Council meeting	15
45.	The future development of the JHA area - Procedural steps towards the Strategic Guidelines of the European Council	15
–	Any other business	15

1. Adoption of the provisional agenda and "I" items

doc. 5229/14 OJ/CRP1 2

5315/1/14 REV 1 OJ/CRP2 2 + CM 1206/1/14 REV 1

The above-mentioned agendas are approved with the following changes :

The following items are **added** :

(Coreper Part 2, under I)

46. Belarus

5283/14 PESC 27 RELEX 25 COEST 11 FIN 23

a) Council implementing Decision implementing Decision 2012/642/CFSP concerning restrictive measures against Belarus

5168/14 PESC 15 COEST 8 FIN 14

+ ADD 1

+ ADD 1 COR 1

b) Council implementing Regulation implementing Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus

5230/14 PESC 20 RELEX 20 COEST 9 FIN 20

+ ADD 1

+ ADD 1 COR 1

(Coreper Part 2, under II)

42. Preparation of the Council meeting (Foreign Affairs) on 20 January 2014

e) Central African Republic

ii) Draft Crisis Management Concept (CMC) for a possible CSDP operation in the Central African Republic (CAR)

5423/14 CSDP/PSDC 22

The following items are **withdrawn** :

(Coreper Part 1, under I)

5. Commission delegated Regulation (EU) No .../..of 24.10.2013 supplementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to vehicle functional safety requirements for the approval of two- or three-wheel vehicles and quadricycles

– Intention not to raise objection to a delegated act

15744/13 ENT 301 MI 967

17759/13 ENT 346 MI 1163

(Coreper Part 2, under I)

26. (poss.) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 260/2012 as regards the migration to Union-wide credit transfers and direct debits (First reading)

– **Approval of the final compromise text**

5250/14 EF 10 ECOFIN 31 CONSOM 8 CODEC 72

The Committee approved the "I" items as set out in the summary. Details are contained in the document quoted under item 1.

Coreper Part 1

II

11. Proposal for a Directive of the European Parliament and of the Council on marine equipment and repealing Directive 96/98/EC (First reading) (Legislative deliberation)

– **Preparation for the informal trilogue**

5082/14 MAR 2 ENT 3 CODEC 16

The Committee examined the text and gave the Presidency a mandate to conduct negotiations with the European Parliament at the informal trilogue on 22 January 2014.

12. Proposal for a Decision of the European Parliament and of the Council establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 (First reading) (Legislative deliberation)

– **Preparation for the informal trilogue**

5066/14 CULT 1 CODEC 13

The Committee authorised the Presidency to conduct informal negotiations with the European Parliament and the Commission and it approved the text contained in document 5066/14 as a basis for such negotiations, with the following modifications:

- Article 8(1) to read:

"Each Member State concerned shall convene the panel for a pre-selection meeting with the candidate cities no later than five years before the year of the title.

By way of derogation, the Member States entitled to designate the European Capitals of Culture for the year 2020 may extend that deadline for a maximum of one year."

- the following additional sub-paragraph added to Article 11(1):

"By way of derogation, the Member States entitled to designate the European Capitals of Culture for the year 2020 may extend that deadline for a maximum of one year."

13. Proposal for a Regulation of the European Parliament and of the Council on consumer product safety and repealing Council Directive 87/357/EEC and Directive 2001/95/EC (First reading) (Legislative deliberation)

and

Proposal for a Regulation of the European Parliament and of the Council on market surveillance of products 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, 1999/5/EC, 2000/9/EC, 2000/14/EC, 2001/95/EC, 2004/108/EC, 2006/42/EC, 2006/95/EC, 2007/23/EC, 2008/57/EC, 2009/48/EC, 2009/105/EC, 2009/142/EC, 2011/65/EU, Regulation (EU) No 305/2011, Regulation (EU) No 764/2008 and Regulation (EC) No 765/2008 of the European Parliament and of the Council (First reading) (Legislative deliberation)

– **Preparation for the informal trilogue**

5024/14 ENT 1 MI 1 CONSOM 1 CODEC 5 COMPET 2 UD 1
CHIMIE 1 COMER 1

Delegations expressed their views on the 3 options on Article 7 of CPSR. None of the options got the support of qualified majority, so no negotiating mandate was given to the Presidency.

The issue will be taken again to the Committee on 22/01/2014.

14. Proposal for a Directive of the European Parliament and of the Council on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services (First reading) (Legislative deliberation)

– **Presidency debriefing on the outcome of the informal trilogue**

The Presidency informed the Committee of the outcome of the first informal trilogue held in Strasbourg on 15 January 2014.

15. Proposal for a Decision of the European Parliament and of the Council on enhanced co-operation between Public Employment Services (PES) (First reading) (Legislative deliberation)

– **Presidency debriefing on the outcome of the informal trilogue**

– **Preparation for the informal trilogue**

The Presidency informed the Committee of the outcome of the first informal trilogue held in Brussels on 8 January 2014.

Delegations gave their views on the way forward regarding the main points of the negotiations for the next informal trilogue.

16. **Proposal for a Regulation of the European Parliament and of the Council on the establishment of rules and procedures with regard to the introduction of noise-related operating restrictions at Union airports within a balanced approach and repealing Directive 2002/30/EC of the European Parliament and of the Council (First reading) (Legislative deliberation)**

– **Presidency debriefing on the outcome of the informal trilogue**

The Committee took note of the information provided by the Presidency on the outcome of the informal trilogue of 14 January 2014.

17. **Proposal for a Decision of the European Parliament and of the Council, establishing a Space Surveillance and Tracking Support Programme (First reading) (Legislative deliberation)**

– **Preparation for the informal trilogue**

5093/14 ESPACE 1 COMPET 7 IND 4 RECH 6 TRANS 3 COSDP/PSDC 4
CSC 3 CIVCOM 3 CODEC 20

The Committee gave the Presidency the mandate to enter into negotiations with the European Parliament at the first informal trilogue (21 January 2014) on the basis of the document 5093/13.

18. **Proposal for a Directive of the European Parliament and of the Council on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment (First reading) (Legislative deliberation)**

– **Analysis of the final compromise text with a view to agreement**

15339/12 MI 654 ECO 125 ENT 261 IND 169 TELECOM 191
5116/14 MI 12 ECO 3 ENT 5 IND 5 TELECOM 3 CODEC 28

The Committee approved the text as represented in 5116/1/14 REV 1 by qualified majority and agreed that the letter is sent to the European Parliament with a view to reaching an agreement at first reading (Procedural decision according to Art. 19 (7) (k) of the Council's Rules of Procedure).

The Commission announced its intention to give a statement to the minutes of the relevant Council meeting.

19. Proposal for a Directive of the European Parliament and of the Council on electronic invoicing in public procurement (First reading)) (Legislative deliberation)

- **Presidency debriefing on the outcome of the informal trilogue**
- **Preparation for the informal trilogue**

5137/14 MAP 1 COMPET 14 MI 13 EF 4 ECOFIN 14 TELECOM 4 CODEC 33

The Committee took note of the outcome of the trilogue which took place on 15 January 2014 in Strasbourg and agreed on a new mandate for the second trilogue on the basis of document 5137/14 with the agreed amendments.

20. Proposal for a Council Decision concerning the placing on the market for cultivation, in accordance with Directive 2001/18/EC of the European Parliament and of the Council, of a maize product (*Zea mays* L., line 1507) genetically modified for resistance to certain lepidopteran pests (Text with EEA relevance)

- **Analysis of the Commission proposal**

16120/13 AGRILEG 151 ENV 1062

5089/14 AGRILEG 1 ENV 6

The Committee feels that the Commission proposal (doc. 16120/13) should be discussed at technical level in order to accommodate a number of concerns expressed by several delegations. To that end, a Council Working Party was called upon to urgently examine the amendments to the text of the Commission proposal presented by some delegations (DE, HU and PT).

Coreper Part 2

II

41. Debrief of the G20 Sherpa meeting (Sydney, 12-13 December 2013)

The Commission debriefed the Committee of the first Sherpa meeting under the Australian G20 Presidency. The G20 Summit is foreseen on 14-15 November 2014 and Australia will focus on comprehensive strategies of growth, employment and trade.

42. Preparation of the Council meeting (Foreign Affairs) on 20 January 2014

a) Southern Neighbourhood

- Syria conflict and regional implications
= Draft Council conclusions
5363/14 SY 1 COMAG 5 COHAFA 5 PESC 38

The Committee examined the draft Council conclusions on Syria on the basis of document 5363/14 and agreed to forward them to Council for adoption, as set out in 5447/14.

- Egypt

The item was addressed in the context of the general handling of the Foreign Affairs Council.

b) Yemen

The item was withdrawn from the agenda.

c) (poss.) MEPP

The item was addressed in the context of the general handling of the Foreign Affairs Council.

d) (poss.) Iran

The item was addressed in the context of the general handling of the Foreign Affairs Council.

e) Central African Republic

i) Draft Council conclusions

5269/14 COAFR 5 CSDP/PSDC 10 POLMIL 2 PESC 24 COHAFA 3
COHOM 6 ACP 3

The Committee examined the draft Council conclusions set out in 5269/14 and forwarded them to Council for discussion and adoption.

ii) Draft Crisis Management Concept (CMC) for a possible CSDP operation in the Central African Republic (CAR)

5423/14 CSDP/PSDC 22

The Committee endorsed the draft Crisis Management Concept and agreed to forward it to the Council for approval.

f) South Sudan

– Draft Council conclusions

5266/14 COAFR 4 COHAFA 2 ACP 2 PESC 22 DEVGEN 5 COHOM 5
RELEX 23

The Committee endorsed the draft Council conclusions set out in 5380/14 and forwarded them to Council for adoption.

g) Afghanistan

– Draft Council conclusions

5182/1/14 REV 1 COASI 4 ASIE 4 COPS 4 PESC 4 PESC 18 CIVCOM 4
COHOM 3 JAI 10

The Committee approved the draft Council conclusions on Afghanistan set out in 5182/14 and forwarded them to Council for adoption.

At the continuation of the Committee meeting on 20 January 2014 and following the attack on civilians in a Kabul restaurant on 17 January 2014, the European External Action Service proposed adding a new paragraph to the draft Council conclusions on Afghanistan. The Committee approved revised draft Council conclusions set out in 5182/1/14 REV 1 and forwarded them to Council for adoption.

h) Russia

It was noted that Russia would be discussed during the lunch of the Foreign Affairs Council.

The substance of this item was addressed under item 43 of the agenda of the Committee in the context of preparations for the upcoming EU-Russia Summit.

i) Other items in connection with the Council meeting

No discussion under this item.

43. Relations with Russia

- **Preparations for the 32nd EU-Russia Summit (Brussels, 27/28 January 2014)**
5072/14 COEST 5 PESC 8 POLGEN 5

The Committee had an exchange of views on preparations for the EU-Russia Summit on 28 January 2014 in Brussels on the basis of a Summit objectives note (doc. 5072/14).

44. Preparation of the Council meeting (Economic and Financial Affairs) on 28 January 2014

- **Other items in connection with the Council meeting**

The Committee reviewed the state of readiness of the agenda items listed.

45. The future development of the JHA area - Procedural steps towards the Strategic Guidelines of the European Council

The Committee generally welcomed the document "Roadmap towards the Strategic Guidelines of the European Council on the future development of the JHA area" presented by the Presidency (DS 1010/14).

The Presidency stated its intentions to give further details after the informal meeting of JHA ministers in Athens (23-24 January 2014).

- **Any other business**

CRP 1

- = IMO - 1st session of the International Maritime Organisation (IMO) Subcommittee on Ship Design and Construction (SDC 1), London, 20 - 24 January 2014
 - Preparation of EU positions

The Committee took note of the issue raised by France and the comments by Germany, Italy, the United Kingdom and the Commission.

* * *

CRP 2

IT called delegations' attention to the worrying developments regarding the detention of two IT marines by India.