



Brussels, 27 July 2016
(OR. en)

11424/16

CRS/CRP 26

SUMMARY RECORD

Subject: 2594th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
(Part 2) held in Brussels on 13 and 18 July 2016

I. Adoption of the provisional agenda

11095/16 OJ CRP2 26 + CM 3573/1/16 REV 1

The Committee adopted the provisional agenda.

II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

III. Discussion items

COREPER (PART 2)

WEDNESDAY 13 JULY 2016

2. Follow-up to the Council meeting (Economic and Financial Affairs) on 12 July 2016

The Committee took note of the main outcomes of the Council session.

3. **Preparation of the Council meeting (Foreign Affairs) on 18 July 2016**

- Latin America and the Caribbean
 - = Draft Council conclusions on Venezuela
11079/16 COLAC 53 CFSP/PESC 595
- China
 - = Draft Council conclusions EU Strategy on China
10851/1/16 REV1 COASI 149 ASIE 56 POLGEN 78 RELEX 586
CFSP/PESC 553 CSDP/PSDC 407 DEVGEN 156 CLIMA 84
TRANS 276 WTO 185 ECOFIN 685 ENER 271 COMPET 405
RECH 245 JAI 639 CYBER 80 IND 151 ENV 472 CULT 63
CONOP 56
- Migration
- Other items in connection with the Council meeting

The Committee took note of the preparations of the Foreign Affairs Council on 18 July 2016, as presented by the EEAS and will revert to this once the PSC has completed its examination of the draft conclusions.

In addition to the items already announced on the provisional agenda, EEAS listed a number of possible Council conclusions, in particular on South Sudan.

4. **Eighth meeting of the EU-Albania Stabilisation and Association Council**

- = Draft Common Position of the European Union
10957/16 COWEB 64

The draft Common Position was approved by the Committee with one amendment and will be submitted to the Council for adoption.

5. **Relations with the European Parliament**

- Information from the Presidency

The Presidency informed the Committee of the most relevant issues from last week's EP plenary.

MONDAY 18 JULY 2016

3. Preparation of the Council meeting (Foreign Affairs) on 18 July 2016

New item

- Fight against terrorism

At the request of France, the Committee agreed to add this item to the Council agenda.

New item

- Draft Council conclusions on Turkey
11343/16 CFSP/PESC 630 ELARG 82

The Committee agreed to add this item to the Council agenda following recent developments and submitted the text of the draft conclusions to the Council with a reservation from one delegation.

- Latin America and the Caribbean
= Draft Council conclusions on Venezuela
11079/16 COLAC 53 CFSP/PESC 595

The Committee agreed on the text of the draft Council conclusions on Venezuela and submitted them to the Council for adoption.

- China
= Draft Council conclusions EU Strategy on China
10851/1/16 REV1 COASI 149 ASIE 56 POLGEN 78 RELEX 586
CFSP/PESC 553 CSDP/PSDC 407 DEVGEM 156 CLIMA 84
TRANS 276 WTO 185 ECOFIN 685 ENER 271 COMPET 405
RECH 245 JAI 639 CYBER 80 IND 151 ENV 472 CULT 63
CONOP 56

The Committee identified remaining open issues on the draft Council conclusions on EU Strategy on China and submitted them to the Council for examination with a view to their adoption.

IV. Any other business

COREPER (PART 2)

None.

"I" items approved

COREPER (PART 2)

WEDNESDAY 13 JULY 2016

6. Draft minutes of the following Council meetings
= Approval
 - a) 3462nd meeting of the Council of the European Union (Foreign Affairs/Development), held in Brussels on 12 May 2016
8901/16 PV CONS 22 RELEX 387
 - b) 3463rd meeting of the Council of the European Union (Foreign Affairs/Trade), held in Brussels on 13 May 2016
8974/16 PV CONS 23 RELEX 402
+ REV 1 (cs, fi)
+ ADD 1
7. Case before the Court of Justice
Case C-267/16, Supreme Court of Gibraltar (UK) on the validity of certain provisions of the weapons directive
10935/16 JUR 334 JAI 648 ENFOPOL 226 CRIMORG 74 COARM 118
8. Draft Council Decision appointing a member and an alternate member, proposed by the Kingdom of Spain, of the Committee of the Regions
= Adoption
10704/16 CDR 55
+ COR 1
10703/16 CDR 54
+ COR 1
9. Draft Council Decision appointing a member, proposed by the Federal Republic of Germany, of the Committee of the Regions
= Adoption
10719/16 CDR 59
10718/16 CDR 58
10. Draft Council Decision appointing two alternate members, proposed by the Kingdom of the Netherlands, of the Committee of the Regions
= Adoption
10781/16 CDR 62
10780/16 CDR 61
11. Recommendation to the Council concerning the approval of an interim approval of a cryptographic product
10756/16 CSCI 47 CSC 207 **EU RESTRICTED**

12. Draft Council Implementing Decision amending Implementing Decision 2013/676/EU authorising Romania to continue to apply a special measure derogating from Article 193 of Directive 2006/112/EC on the common system of value added tax
= Adoption
10799/16 FISC 117 ECOFIN 681
10702/16 FISC 115 ECOFIN 669
13. Special Report No 16/2016: EU education objectives: programmes aligned but shortcomings in performance measurement
= Designation of Working Party
10827/16 FIN 420 FSTR 41 FC 35 REGIO 50 EDUC 252 SOC 444
14. Special Report No 19/2016: Implementing the EU budget through financial instruments - lessons to be learnt from the 2007-2013 programme period
= Designation of Working Party
11029/16 FIN 458 FSTR 46 FC 37 REGIO 55 AGRIFIN 87
15. Proposal for transfer of appropriations No DEC 12/2016 within Section III - Commission - of the general budget for 2016
10883/16 FIN 430 INST 290 PE-L 35
16. Proposal for transfer of appropriations No DEC 13/2016 within Section III - Commission - of the general budget for 2016
10889/16 FIN 431 INST 291 PE-L 36
17. Proposal for transfer of appropriations No DEC 14/2016 within Section III - Commission - of the general budget for 2016
10938/16 FIN 442 INST 294 PE-L 37
18. Proposal for transfer of appropriations No DEC 15/2016 within Section III - Commission - of the general budget for 2016
10939/16 FIN 443 INST 295 PE-L 38
19. Proposal for transfer of appropriations No DEC 16/2016 within Section III - Commission - of the general budget for 2016
10940/16 FIN 444 INST 296 PE-L 39
20. Proposal for transfer of appropriations No DEC 17/2016 within Section III - Commission - of the general budget for 2016
10941/16 FIN 445 INST 297 PE-L 40
21. Proposal for transfer of appropriations No DEC 18/2016 within Section III - Commission - of the general budget for 2016
10942/16 FIN 446 INST 298 PE-L 41

22. Proposal for transfer of appropriations No DEC 19/2016 within Section III - Commission - of the general budget for 2016
10943/16 FIN 447 INST 299 PE-L 42
23. Proposal for transfer of appropriations No DEC 20/2016 within Section III - Commission - of the general budget for 2016
10944/16 FIN 448 INST 300 PE-L 43
24. Commission Delegated Regulation (EU) .../... of 23.5.2016 supplementing Directive 2014/59/EU of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms with regard to regulatory technical standards for methodologies and principles on the valuation of liabilities arising from derivatives
= Intention not to raise objections to a delegated act
10875/16 EF 219 ECOFIN 686 DELACT 139
9362/16 EF 132 ECOFIN 493 DELACT 86
25. Commission Delegated Regulation (EU) .../... of 23.5.2016 supplementing Directive 2014/59/EU of the European Parliament and of the Council with regard to regulatory technical standards specifying the criteria relating to the methodology for setting the minimum requirement for own funds and eligible liabilities
= Intention not to raise objections to a delegated act
10877/16 EF 220 ECOFIN 687 DELACT 140
9358/16 EF 131 ECOFIN 492 DELACT 91
+ COR 1

Joint statement by the Netherlands, Finland and Belgium

"The Netherlands, Finland and Belgium generally welcome the Commission's adoption of the delegated regulation with regard to regulatory technical standards specifying the criteria relating to the methodology for determining the minimum requirement for own funds and eligible liabilities (MREL, C(2016)2976), but would like to express their dissatisfaction with some of the amendments made by the Commission in this delegated regulation, compared to the draft RTS prepared by the European Banking Authority (EBA)¹.

In particular, the Netherlands, Finland and Belgium regret the omission of the second subparagraph of Article 5(1) of the EBA draft RTS, which specifies that resolution authorities shall assess whether the MREL for institutions that would reasonably likely pose a systemic risk in case of failure is sufficient to grant access to the resolution fund as set out in article 44(5)a and 44(8) of the Bank Recovery and Resolution Directive (Directive 2014/59/EU), in particular as regards a minimum contribution to loss absorption and recapitalisation of 8% of total liabilities and own funds in resolution. The Netherlands, Finland and Belgium disagree with the view expressed by the Commission that this provision in the EBA draft RTS is not in line with the BRRD.

¹ EBA final Draft Regulatory Technical Standards on criteria for determining the minimum requirement for own funds and eligible liabilities under Directive 2014/59/14, 3 July 2015

While regretting the omission of said provision, The Netherlands, Finland and Belgium consider that resolution authorities are able to act as foreseen in the provision of the EBA draft RTS. Therefore, The Netherlands, Finland and Belgium will not oppose the adoption of this delegated regulation, also in view of preventing further delays in the adoption of the delegated regulation.

Finally, with a view to the upcoming Commission proposal on implementing the Total Loss Absorbing Capacity (TLAC) standard and reviewing the current MREL framework, The Netherlands, Finland and Belgium underline the importance of duly taking into account the Council Conclusions on the roadmap to complete the Banking Union². In this regard, it should be recalled that the Council has agreed to seek to ensure consistent rules and adequate amounts for the bail-in buffers that contribute to an efficient and orderly resolution process in line with BRRD for all credit institutions for which bail-in would be the validated resolution strategy."

Statement by France

"La France souligne que certains aspects du projet de règlement délégué précisant la méthode pour établir l'exigence minimum de fonds propres et d'engagements éligibles sont inappropriés, notamment en ce qu'ils vont au-delà de ce que prévoit la directive 2014/59/UE du 15 mai 2014 :

- l'acte délégué fait référence, à l'article 3 paragraphe 3, à un seuil de 10% des instruments potentiellement exclus du champ du renflouement interne en application des articles 44(2) et 44(3) de la directive 2014/59/UE à compter du dépassement duquel l'autorité de résolution devrait mener une évaluation de la nécessité de renforcer le niveau l'exigence. Ce seuil n'est pas prévu par la directive ;
- le projet de règlement délégué repose sur des interprétations contestables de la directive 2014/59/UE du 15 mai 2014, en particulier en prévoyant de calculer l'exigence minimale de fonds propres et d'engagements éligibles sur le fondement d'un doublement de l'exigence de levier, à l'article premier, paragraphe (1)e et à l'article 6 paragraphe (6)d, ou en prévoyant que la capacité de recapitalisation doit permettre la reconstitution de l'intégralité des coussins prudentiels en capital, à l'article premier paragraphe 2(c) et à l'article 2 paragraphe 8.

La France n'objecte cependant pas formellement au projet de règlement délégué compte tenu :

- de la nécessité d'une entrée en vigueur rapide de l'acte délégué pour permettre la fixation des cibles d'exigence minimale de fonds propres et d'engagements éligibles au cours de l'année 2016, comme le prévoit la directive 2014/59/UE ; la France ne souhaite pas porter préjudice à la mise en œuvre dans les délais prévus du cadre de redressement et de résolution européen ;
- de l'annonce par la Commission européenne de son intention de proposer une modification de la directive 2014/59/UE du 15 mai 2014 pour transposer l'exigence de capacité totale d'absorption des pertes (« TLAC ») adoptée par le Conseil de Stabilité Financière et de modifier en conséquence les dispositions relatives à l'exigence minimum de fonds propres et d'engagements éligibles ; le règlement délégué va donc devenir caduc et devra être modifié en conséquence s'il n'est pas abrogé."

²

doc. 10460/16 17 June 2016

26. Commission Delegated Regulation (EU) .../... of 24.6.2016 supplementing Regulation (EU) No 600/2014 of the European Parliament and of the Council with regard to regulatory technical standards on clearing access in respect of trading venues and central counterparties
 = Intention not to raise objections to a delegated act
 10881/16 EF 221 ECOFIN 688 DELACT 141
 10651/16 EF 206 ECOFIN 654 DELACT 127
 + ADD 1
27. Commission Delegated Regulation (EU) .../... of 24.6.2016 supplementing Regulation (EU) No 600/2014 of the European Parliament and of the Council with regard to regulatory technical standards for the maintenance of relevant data relating to orders in financial instruments
 = Intention not to raise objections to a delegated act
 10884/16 EF 222 ECOFIN 689 DELACT 142
 10650/16 EF 205 ECOFIN 653 DELACT 126
 + ADD 1
28. Financial services
 = Extension of objection period for certain delegated acts
 10955/16 EF 223 ECOFIN 690 DELACT 144
29. Proposal for a Council Decision on the conclusion, on behalf of the European Union, of an Agreement between the United States of America and the European Union on the protection of personal information relating to the prevention, investigation, detection, and prosecution of criminal offenses
 = Request for the consent of the European Parliament
 10623/16 JAI 617 USA 41 DATAPROTECT 70 RELEX 568
 + COR 1
 8523/16 JAI 341 USA 23 DATAPROTECT 43 RELEX 334
 8557/16 JAI 347 USA 24 DATAPROTECT 44 RELEX 343
 + COR 1
 + REV 1 (hu)
 + REV 1 COR 1 (hu)
 + REV 2 (ro)
 + REV 2 COR 1 (ro)
30. Draft Council Implementing Decision (EU) 2016/...approving the conclusion by Europol of the Agreement on Operational and Strategic Cooperation between Georgia and the European Police Office (Europol)
 – Consultation of the Management Board of Europol
 10923/16 ENFOPOL 222 JAIEX 70 COEST 179
 10343/16 ENFOPOL 209 JAIEX 67 COEST 161

31. Draft Council Implementing Decision (EU) 2016/...approving the conclusion by Europol of the Agreement on Operational and Strategic Cooperation between Ukraine and the European Police Office (Europol)
- Consultation of the Management Board of Europol
 - 10924/16 ENFOPOL 223 JAIEX 71 COEST 180
 - 10345/16 ENFOPOL 210 JAIEX 68 COEST 162
32. Draft Standard Operating Procedures between the EU and the Republic of Mali for the identification and return of persons without an authorisation to stay
- = Endorsement
 - 11026/16 MIGR 131 COAFR 209
33. Draft Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation on the application of the Schengen acquis in the field of return by the Netherlands
- 11127/16 SCH-EVAL 114 MIGR 134 COMIX 519
 - 11126/16 SCH-EVAL 113 MIGR 133 COMIX 518
34. Draft Council Decision establishing the position to be taken on behalf of the European Union within the General Council of the World Trade Organization on the United States' request for a WTO waiver to extend the system of preferential treatment granted to the Former Trust Territory of the Pacific Islands
- = Adoption
 - 10661/16 WTO 176 COASI 141 USA 43
 - 10662/16 WTO 177 COASI 142 USA 44
35. ASEAN: launch of bilateral FTA negotiations with Indonesia
- = Authorisation
 - 10979/16 WTO 198 COASI 152 **EU RESTRICTED**

Statement by Slovenia

"The Republic of Slovenia, while recalling that the **investment chapter** is a highly sensitive issue, considers that the present texts of the Decision to authorise the Commission to start bilateral FTA negotiations with Indonesia (doc. 10979/16 WTO EU RESTRICTED) as well as the mandate (docs 14096/13 + COR 1 and 14095/13 + COR 1 + ADD 1) do not prejudice the type of the mechanism for the resolution of investment disputes. The Republic of Slovenia expects that the final text of the investment chapter of the future agreement with Indonesia, including the resolution of investment disputes mechanism, will be subject to prior consultation with the Member States and in accordance with the EU Treaties. At this point the Republic of Slovenia would like to reiterate that it opposes the bilateral investment court system (ICS)."

36. Appeal against the judgments of the General Court of 9 June 2016 in Cases T-276/13 and T-277/13 (Dumping - Imports of bioethanol originating in the United States of America)
10982/16 COMER 88 JUR 336
37. Transmission of documents to the European Parliament
Directives for the negotiation of a modernised Global Agreement with Mexico
11015/16 COLAC 52 WTO 207 INST 313
38. Relations with the Gulf States / GCC
Preparation of the 25th EU-GCC Joint Council and Ministerial meeting
(Brussels, 18-19 July 2016)
10900/16 MOG 85 COPS 221
39. Draft Council conclusions on Somalia
= Adoption
10907/16 COAFR 203 CFSP/PESC 573
40. Amendment No 4 to the Three-year Action Programme for the African Peace Facility,
2014-2016
10987/16 ACP 104 FIN 541 RELEX 605 COAFR 207 CFSP/PESC 579 ONU 82
41. (poss.) Draft Council conclusions on Afghanistan
10997/16 COASI 153 ASIE 59 CFSP/PESC 580 CSDP/PSDC 423 POLGEN 80
RELEX 606 DEVGEN 159 COHOM 92 JAI 649 CODRO 1
MIGR 130 COEST 181
42. Draft Council conclusions on Pakistan
10998/16 COASI 154 ASIE 60 CFSP/PESC 582 CSDP/PSDC 424 POLGEN 81
RELEX 608 DEVGEN 161 COHOM 93 JAI 651 MIGR 132
43. Draft Council Decision amending Decision 2010/788/CFSP concerning restrictive measures
against the Democratic Republic of the Congo
and
Draft Council Regulation amending Regulation (EC) No 1183/2005 imposing certain specific
restrictive measures directed against persons acting in violation of the arms embargo with
regard to the Democratic Republic of the Congo
= Adoption
10981/16 CORLX 287 CFSP/PESC 578 RELEX 603 COAFR 206
CONUN 133 COARM 119 FIN 450
10863/16 CORLX 274 CFSP/PESC 556 COAFR 199 CONUN 129
COARM 111 FIN 425
10903/16 CORLX 285 CFSP/PESC 572 RELEX 594 COAFR 202
CONUN 131 COARM 117 FIN 433
+ COR 1 (nl)

44. (poss.) Political and Security Committee Decision extending the mandate of the Head of Mission of the European Union Police Mission for the Palestinian Territories (EUPOL COPPS) (EUPOL COPPS/1/2016)
 = Authorisation for publication in the Official Journal
 11059/16 COPS 231 CFSP/PESC 591 CIVCOM 150 CSDP/PSDC 432
 RELEX 615 JAI 655 MOG 89 PSC DEC 32 EUCOPPS 13
 10588/16 COPS 207 CFSP/PESC 534 CIVCOM 130 CSDP/PSDC 383
 RELEX 562 JAI 611 MOG 80 PSC DEC 29 EUCOPPS 10
45. (poss.) Political and Security Committee Decision extending the mandate of the Head of Mission of the European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah) (EU BAM Rafah/1/2016)
 = Authorisation for publication in the Official Journal
 11060/16 COPS 232 CFSP/PESC 592 CIVCOM 151 CSDP/PSDC 433
 RELEX 616 JAI 656 PSC DEC 33 MOG 90 EUBAM RAFAH 14
 10592/16 COPS 208 CFSP/PESC 535 CIVCOM 131 CSDP/PSDC 384
 RELEX 564 JAI 613 PSC DEC 30 MOG 81 EUBAM RAFAH 10
46. Council Decision establishing the position to be taken on behalf of the European Union within the Stabilisation and Association Council established by the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo*, of the other part, concerning a Decision of the Stabilisation and Association Council adopting its rules of procedure
 10958/16 COWEB 65
 10852/16 COWEB 63

Statement by the Commission

"The Commission, recalling its statements made at the time of the adoption of the Council decisions on the signing and the conclusion of the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo*, of the other part, disagrees with the addition of Article 37 TEU as a substantive legal basis for the Council Decision establishing the position to be taken on behalf of the European Union for the adoption of the Rules of Procedure of the Stabilisation and Association Council as they are not related to CFSP matters.

Furthermore, in line with case-law, in particular cases C-81/13, United Kingdom v. Council and C- 658/11, European Parliament v. Council, the voting rules for Council decisions under Article 218 (9) TFEU are set in Article 218 (8), first paragraph, TFEU. The addition of Article 31 TEU as a procedural legal basis is therefore in direct violation to the established jurisprudence of the Court.

The Commission reserves all its rights."

* This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo declaration of independence.

47. Draft Council Decision on the conclusion of a Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Azerbaijan, of the other part, on a Framework Agreement between the European Union and the Republic of Azerbaijan on the general principles for the participation of the Republic of Azerbaijan in Union programmes
11040/16 COEST 182
+ COR 1
5616/14 COEST 19
+ COR 1
48. Relations with Egypt
Draft Council Decision on the signing, on behalf of the European Union and its Member States, and provisional application of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, to take account of the accession of the Republic of Croatia to the European Union
and
Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, to take account of the accession of the Republic of Croatia to the European Union
= Adoption
and
Council Decision on the conclusion, on behalf of the European Union and its Member States, of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, to take account of the accession of the Republic of Croatia to the European Union
= Request for the consent of the European Parliament
10992/16 EG 6 MAMA 148
10217/16 MAMA 116 MED 16 EG 3
10219/16 MAMA 117 MED 17 EG 4
10221/16 MAMA 118 MED 18 EG 5
49. Draft Council Decision on the position to be adopted, on behalf of the European Union, in the Association Committee established by the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Hashemite Kingdom of Jordan, of the other part, as regards an amendment to Protocol 3 to that Agreement concerning the definition of the concept of "originating products" and methods of administrative cooperation
= Adoption
11003/16 MAMA 149 MED 29 CFSP/PESC 581 RHJ 18 UD 158 WTO 200
10882/16 MAMA 144 MED 27 CFSP/PESC 564 RHJ 16 UD 154 WTO 187
UE-RHJ 3301/16

50. Code of Conduct and Discipline for EU Civilian CSDP Missions
 11038/16 COPS 226 CIVCOM 145 RELEX 611 POLMIL 80 CFSP/PESC 586
 CSDP/PSDC 427 COHOM 96
 11036/16 COPS 225 CIVCOM 143 RELEX 610 POLMIL 78 CFSP/PESC 584
 CSDP/PSDC 426 COHOM 95
51. Governing Board of the European Agency for Safety and Health at Work
 Appointment of Ms Daniela SÂRBU, alternate member for Romania, in place of
 Mr Octavian Alexandru BOJAN, who has resigned
 = Adoption
 10163/16 SOC 272 EMPL 411
52. Advisory Committee on Safety and Health at Work for Romania
 Council Decision appointing a member and alternate members for Romania
 = Adoption
 10655/16 SOC 432 EMPL 287
 10656/16 SOC 433 EMPL 288
53. Commission Delegated Regulation (EU) .../... of 14.6.2016 adopting the programme of ad
 hoc modules, covering the years 2019, 2020 and 2021, for the labour force sample survey
 provided for by Council Regulation (EC) No 577/98
 = Intention not to raise objections
 10436/16 STATIS 43 SOC 420 EMPL 279 ECOFIN 631 DELACT 123
 + ADD 1
 10454/16 STATIS 44 SOC 422 EMPL 281 ECOFIN 634 DELACT 124
54. Commission Delegated Regulation (EU) No / of XXX amending Annexes I and III to
 Council Regulation (EC) No 2173/2005 following a Voluntary Partnership Agreement with
 Indonesia for a FLEGT licensing scheme for imports of timber into the European Union
 = Intention not to raise objections
 10961/16 AGRI 393 FORETS 31 FIN 449 DEVGEN 158 RELEX 600
 UD 156 ENV 479
 10470/16 AGRI 359 FORETS 28 FIN 394 DEVGEN 143 RELEX 556
 UD 142 ENV 442
 + ADD 1
55. (poss.) Draft Council conclusions on Special Report No 6/2016 from the European Court of
 Auditors entitled "Eradication, control and monitoring programmes to contain animal
 diseases"
 = Adoption
 10994/16 AGRIFIN 82 AGRI 397 VETER 72 ANIMAUX 21
 10898/16 AGRIFIN 81 VETER 71 AGRI 390 ANIMAUX 20

56. Proposal for a Council Decision on the conclusion of the Agreement between the European Union and the Kingdom of Norway on reciprocal access to fishing in the Skagerrak for vessels flying the flag of Denmark, Norway and Sweden
 = Request for the consent of the European Parliament
 10716/16 PECHE 246
 10711/16 PECHE 245
 11692/14 PECHE 347
57. Preparation of the 39th ICAO Assembly (Montreal, 27 September - 7 October 2016)
 Second batch of European working papers
 = Approval
 10773/16 AVIATION 136
58. Draft Regulation of the European Parliament and of the Council on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC **(First reading)**
 = Adoption of the Council's position at first reading and of the statement of the Council's reasons
 10789/16 CODEC 991 AGRI 384 AGRILEG 104 PHYTOSAN 19
 + ADD 1
 8795/16 AGRI 253 AGRILEG 65 PHYTOSAN 10 CODEC 634
 + ADD 1

Statement by Germany joined by Austria, Bulgaria, the Czech Republic, Hungary, Latvia, the Netherlands and Portugal

"It is stated, that the terms "harmful organism" and "pest" are technically analogous and equivalent and used respectively in the Community legislation.

Reasoning

With view to the fact, that in existing EU-legislation of the Commission and Directives or Regulations of the Council the term "harmful organism" is used in an analogous and equivalent way (i.e. Council Directive 93/85/EEG, Regulation (EU) Nr. 1107/2009 of the European Parliament and the Council, Commission Implementing Decision 2012/138/EU), the technical equivalency of the terms "pest" and "harmful organism" should be expressed notably, to avoid possible uncertainties in the application of existing EU-legislation and the new plant health regulation."

59. Draft Directive of the European Parliament and of the Council on the accessibility of the websites and mobile applications of public sector bodies **(First reading)**
= Adoption of the Council's position at first reading and of the statement of the Council's reasons
10790/16 CODEC 992 TELECOM 125 CONSOM 165 MI 480
9389/16 TELECOM 89 CONSOM 117 MI 374 CODEC 728
+ ADD 1
60. Draft Regulation of the European Parliament and of the Council amending Regulation (EC) No 1365/2006 on statistics of goods transport by inland waterways as regards conferral of delegated and implementing powers on the Commission for the adoption of certain measures **(First reading)**
= Adoption of the Council's position at first reading and of the statement of the Council's reasons
10791/16 CODEC 993 STATIS 47 TRANS 274
9878/16 STATIS 35 TRANS 219 CODEC 823
+ ADD 1
61. Draft Regulation of the European Parliament and of the Council amending Regulation (EC) No 91/2003 on rail transport statistics, as regards the collection of data on goods, passengers and accidents **(First reading)**
= Adoption of the Council's position at first reading and of the statement of the Council's reasons
10792/16 CODEC 994 STATIS 48 TRANS 275
10000/16 STATIS 39 TRANS 224 CODEC 851
+ ADD 1
62. Draft Regulation of the European Parliament and of the Council on a multiannual recovery plan for Bluefin tuna in the eastern Atlantic and the Mediterranean , and repealing Regulation (EC) No 302/2009 **(First reading)**
= Adoption of the legislative act
10849/16 CODEC 1010 PECHE 260
PE-CONS 14/16 PECHE 131 CODEC 411
63. Draft Regulation of the European Parliament and of the Council on requirements relating to gaseous and particular pollutant emission limits and type-approval for internal combustion engines for non-road mobile machinery, machinery, amending Regulations (EU) No 1024/2012 and (EU) No 167/2013, and amending and repealing Directive 97/68/EC **(First reading)**
= Adoption of the legislative act
10850/16 CODEC 1011 ENT 129 ENV 471 MI 484
PE-CONS 21/16 ENT 78 ENV 242 MI 257 CODEC 507

64. Commission Delegated Regulation (EU) .../... of 30.6.2016 supplementing Regulation (EU) No 223/2014 of the European Parliament and of the Council with regard to the conditions and procedures to determine whether amounts which are irrecoverable shall be reimbursed by Member States concerning the Fund for European Aid to the Most Deprived
- = Intention not to raise objections to a delegated act
 - 10976/16 SOC 453 FSTR 44 CADREFIN 44 REGIO 53 DELACT 145 GAFF 45
 - 10899/16 SOC 447 FSTR 43 CADREFIN 43 REGIO 52 DELACT 143 GAF 44
 - + ADD 1

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65. Draft Council Decision on the position to be adopted on behalf of the European Union within the EU-Central America Association Council regarding the replacement of Appendix 2 to Annex II to the Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other
- = Adoption
 - 9086/16 COLAC 32 UD 102 WTO 134
 - 9087/16 COLAC 33 UD 103 WTO 135
66. Draft Council conclusions on South Sudan
- = Adoption
 - 11213/16 COAFR 219 CFSP/PESC 615
-