



**Brussels, 19 December 2016  
(OR. en)**

**15668/16**

**PUBLIC 88  
INF 210**

**NOTE**

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Subject: MONTHLY SUMMARY OF COUNCIL ACTS - JULY AND AUGUST 2016

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This document lists the acts adopted by the Council in July and August 2016.<sup>1 2</sup>

It provides information on the adoption of legislative acts, including:

- the date of adoption,
- the relevant Council session,
- the number of the document adopted,
- the Official Journal reference,
- applicable voting rules, voting results and, where appropriate, explanations of vote and statements published in the minutes of the Council.

This document also contains information on the adoption of non-legislative acts that the Council has decided to make public.

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<sup>1</sup> With the exception of certain acts of limited scope such as procedural decisions, appointments, decisions of bodies set up by international agreements, specific budgetary decisions, etc.

<sup>2</sup> In the case of legislative acts adopted in the ordinary legislative procedure, there may be a difference between the date of the Council's meeting where the legislative act is adopted and the actual date of the act in question, since legislative acts adopted in the ordinary legislative procedure are only considered to have been adopted after signature by both the President of the Council and the President of the European Parliament and the Secretaries-General of the two institutions.

This document is also available on the Council's website at:

[Monthly summaries of Council acts \(acts\) - Consilium](#)

Documents listed in the summary may be obtained from the public register of Council documents at: [Documents and publications - Consilium](#)

It should be noted that this document is exclusively for information purposes - only Council minutes are authentic. These are available on the Council's website at: [Council Minutes - Consilium](#)

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**INFORMATION ON THE ACTS ADOPTED BY THE COUNCIL IN JULY AND AUGUST 2016**

**Written procedures completed on 1 July 2016**

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
<p>Regulation (EU) 2016/1139 of the European Parliament and of the Council of 6 July 2016 establishing a multiannual plan for the stocks of cod, herring and sprat in the Baltic Sea and the fisheries exploiting those stocks, amending Council Regulation (EC) No 2187/2005 and repealing Council Regulation (EC) No 1098/2007                      OJ L 191, 15.7.2016, p. 1–15</p> <p><b>Statement by the Commission</b>  <b>On Article 9 — Regionalisation</b></p> <p>When proposing and adopting delegated acts under the regionalisation provisions of this plan, the Commission will comply with the framework set out in the Basic Regulation (in particular Article 18), and the practice established under the Basic Regulation in implementing the regionalisation process will continue as it has since 2014.</p>	15/16	Qualified majority	All Member States in favour, except: Abstention: LV

### Statement by the Latvian delegation

In general, Latvia supports the main objective of the Regulation to contribute to the achievement of the objectives of the Common Fisheries Policy, reaching and maintaining maximum sustainable yields for the stocks of cod, herring and sprat in the Baltic Sea. Latvia recognizes the overall importance of development and implementation of multispecies and multiannual plans within the framework of the Common Fisheries Policy.

However, Latvia is of the opinion that the Baltic Sea multispecies and multiannual plan should contribute to the achievement of the Common Fisheries Policy objectives that would ensure that fisheries are environmentally sustainable in the long-term and are managed in a way that is consistent with the objectives of achieving economic, social and employment benefits, and of contributing to the availability of food supplies.

The key articles of the proposed Regulation, according to which fishing opportunities may be fixed (Articles 4 and 5, and Annexes I and II), contain complex cross-references that are based on two sets of fishing mortality ranges and fisheries biomass reference points, set according to the best available scientific advice. Therefore, while the Common Fisheries Policy aims concerning conservation of the resources have been referenced in these articles in detail, there is no direct reference to other legitimate and equally important aims of the Common Fisheries Policy, such as consideration of socio-economic aspects and interests of those employed and dependent on the fisheries sector. Latvia finds such approach unbalanced and is concerned that above mentioned criteria might cause unjustified restrictions on application of the whole range of scientifically justified fishing mortality ranges, when setting the annual fishing opportunities.

Furthermore, at this stage there is insufficient scientific knowledge regarding some of the reference points in Annexes I and II. For example fishing mortality ranges in Annex I have not been defined for 2 out of 8 Baltic Sea stocks and spawning stock biomass reference points in Annex II have not been defined for 4 of 8 Baltic Sea stocks. Without complete ranges, the Baltic Sea multiannual plan cannot be considered to be fully functional and there is no mechanism within the plan itself on how to address such issues.

Latvia invites the Commission, when proposing the annual fishing opportunities, to take into account the availability and application of the most recent scientific data as well as the necessity to balance all the objectives of the Common Fisheries Policy, while not undermining those related to social and economic stability of the fisheries sector

The Latvian delegation abstains from voting on the Baltic Sea Multispecies and Multiannual Management Plan as it stands.

### NON-LEGISLATIVE ACTS

ACT

DOCUMENT / STATEMENTS

Council Decision (CFSP) 2016/1071 of 1 July 2016 amending Decision 2014/512/CFSP concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine  
OJ L 178, 2.7.2016, p. 21–21

10370/16

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<b>Adoption of legislative acts following the European Parliament's Second Reading (Strasbourg, 4 to 7 July 2016)</b>			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Directive (EU) 2016/1148 of the European Parliament and of the Council of 6 July 2016 concerning measures for a high common level of security of network and information systems across the Union OJ L 194, 19.7.2016, p. 1–30	26/16 (10811/16)	Not applicable	Not applicable
<b>Written procedure completed on 4 July 2016</b>			
NON-LEGISLATIVE ACTS			
ACT			DOCUMENT / STATEMENTS
Council Decision (EU) 2016/1098 of 4 July 2016 on the position to be taken on behalf of the European Union within the ACP-EU Committee of Ambassadors regarding the revision of Annex III to the ACP-EU Partnership Agreement OJ L 182, 7.7.2016, p. 39–43			10401/16
<b>Written procedure completed on 5 July 2016</b>			
NON-LEGISLATIVE ACTS			
ACT			DOCUMENT / STATEMENTS
Council Decision (EU) 2016/1099 of 5 July 2016 on the financial contributions to be paid by Member States to finance the European Development Fund, including the second instalment for 2016 OJ L 182, 7.7.2016, p. 44–46			10398/16

<b>Written procedures completed on 7 July 2016</b>			
NON-LEGISLATIVE ACTS			
ACT		DOCUMENT / STATEMENTS	
Council Decision (CFSP) 2016/1107 of 7 July 2016 amending Joint Action 2005/889/CFSP on establishing a European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah) OJ L 183, 8.7.2016, p. 64–64		8948/16	
Council Decision (CFSP) 2016/1108 of 7 July 2016 amending Decision 2013/354/CFSP on the European Union Police Mission for the Palestinian Territories (EUPOL COPPS) OJ L 183, 8.7.2016, p. 65–65		8950/16	
<b>3480th meeting of the Council of the European Union (ECONOMIC AND FINANCIAL AFFAIRS) held in Brussels on 12 July 2016</b>			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Council Directive (EU) 2016/1164 of 12 July 2016 laying down rules against tax avoidance practices that directly affect the functioning of the internal market OJ L 193, 19.7.2016, p. 1–14	10539/16	Unanimity	All Member States in favour
<b>Statement by the Council</b>			
The Council requests the Commission to put forward a proposal by October 2016 on hybrid mismatches involving third countries in order to provide for rules consistent with and no less effective than the rules recommended by the OECD BEPS report on Action 2, with a view to reaching agreement by the end of 2016.			

### Statement by the Council and the Commission

The objective of the Directive is to ensure a coordinated and coherent implementation at EU level of the OECD's recommendations regarding base erosion and profit shifting (BEPS), which would enhance the single market by introducing a harmonized minimum standard. However, by transposing the OECD's recommendations into a legally binding instrument the EU goes further than the OECD approach. In order to avoid any unintended consequences and ensure that the EU is not placed at a competitive disadvantage relative to its trading partners, the Member States and the Commission will closely monitor the implementation of the BEPS recommendations at global level. The Member States and the Commission should actively engage with the OECD to promote swift, effective and inclusive implementation of BEPS recommendations in order to ensure a level playing field at international level.

### NON-LEGISLATIVE ACTS

#### ACT

#### DOCUMENT / STATEMENTS

Council Decision (EU) 2016/1177 of 12 July 2016 on the signing, on behalf of the European Union, and provisional application, of the Amending Protocol to the Agreement between the European Community and the Principality of Monaco providing for measures equivalent to those laid down in Council Directive 2003/48/EC  
OJ L 195, 20.7.2016, p. 1–2

8386/16

Amending Protocol to the Agreement between the European Community and the Principality of Monaco providing for measures equivalent to those laid down in Council Directive 2003/48/EC  
OJ L 225, 19.8.2016, p. 3–40

8389/16

### Statement by the Member States

The Member States:

- welcome the signature of the Protocol to the Agreement with the Principality of Monaco providing for transparency and exchange of information measures equivalent to those applicable in the EU and compliant with the global standard for automatic exchange of information, and recognise its importance at international level;
- commit to implement this Protocol within the timescale provided for, in an efficient and reciprocal manner;
- commit to analyse the situation of the Principality of Monaco in the light of the measures provided for in this Protocol and to take it into account in their bilateral relations with the Principality.

<p>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 the Schengen Information System by the Netherlands</p>	<p>11203/16</p>
<p>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 the common visa policy by the Netherlands</p>	<p>10605/16</p>
<p>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 the management of external borders by Hungary</p>	<p>10608/16</p>
<p>Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation on the application of the Schengen acquis by Poland in the field of management of the external land border with Ukraine</p>	<p>10611/16</p>
<p>Council Conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA - Evaluation of Denmark with regard to automated data exchange of DNA data</p>	<p>10281/16</p>
<p>Council Conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA - Evaluation of Denmark with regard to automated exchange of dactyloscopic data</p>	<p>10283/16</p>
<p>Council Decision (CFSP) 2016/1791 of 12 July 2016 on the signing and conclusion, on behalf of the Union, of the Agreement in the form of an Exchange of Letters between the European Union and the Central African Republic on the status of the European Union CSDP Military Training Mission in the Central African Republic (EUTM RCA) OJ L 274, 11.10.2016, p. 31–32</p>	<p>9893/16</p>
<p>Agreement in the form of an Exchange of Letters between the European Union and the Central African Republic on the status of the European Union CSDP Military Training Mission in the Central African Republic (EUTM RCA) OJ L 274, 11.10.2016, p. 33–34</p>	<p>9893/16</p>



<p>Council Decision (CFSP) 2016/1136 of 12 July 2016 updating the list of persons, groups and entities subject to Articles 2, 3 and 4 of Common Position 2001/931/CFSP on the application of specific measures to combat terrorism, and repealing Decision (CFSP) 2015/2430 OJ L 188, 13.7.2016, p. 21–24</p>	<p>10263/16</p>
<p>Council Implementing Regulation (EU) 2016/1127 of 12 July 2016 implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism, and repealing Implementing Regulation (EU) 2015/2425 OJ L 188, 13.7.2016, p. 1–4</p>	<p>10264/16</p>
<p>Council Decision (CFSP) 2016/1137 of 12 July 2016 on the launch of the European Union CSDP Military Training Mission in the Central African Republic (EUTM RCA) OJ L 188, 13.7.2016, p. 25–25</p>	<p>10275/16</p>
<p>Council Decision (EU) 2016/1170 of 12 July 2016 on the position to be adopted, on behalf of the European Union, within the Joint Committee established by the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, on the other part, in relation to the adoption of the rules of procedure of the Joint Committee, and the setting up of specialised working groups OJ L 193, 19.7.2016, p. 29–37</p>	<p>9819/16</p>
<p>Council Decision (EU) 2016/1171 of 12 July 2016 on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning amendments to Annex IX (Financial Services) to the EEA Agreement OJ L 193, 19.7.2016, p. 38–105</p>	<p>10422/16</p>
<p>Council Conclusions on finalizing the post crisis Basel reforms</p>	<p>11175/16</p>
<p>Council Decision (EU) 2016/1222 of 12 July 2016 establishing that no effective action has been taken by Spain in response to the Council recommendation of 21 June 2013 OJ L 201, 27.7.2016, p. 19–22</p>	<p>10793/16</p>

Council Decision (EU) 2016/1230 of 12 July 2016 establishing that no effective action has been taken by Portugal in response to the Council recommendation of 21 June 2013 OJ L 202, 28.7.2016, p. 21–23	10796/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Belgium and delivering a Council opinion on the 2016 Stability Programme of Belgium OJ C 299, 18.8.2016, p. 36–40	9190/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Bulgaria and delivering a Council opinion on the 2016 Convergence Programme of Bulgaria OJ C 299, 18.8.2016, p. 32–35	9192/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of the Czech Republic and delivering a Council opinion on the 2016 Convergence Programme of the Czech Republic OJ C 299, 18.8.2016, p. 23–26	9194/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Denmark and delivering a Council opinion on the 2016 Convergence Programme of Denmark OJ C 299, 18.8.2016, p. 87–89	9195/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Germany and delivering a Council opinion on the 2016 Stability Programme of Germany OJ C 299, 18.8.2016, p. 19–22	9196/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Estonia and delivering a Council opinion on the 2016 Stability Programme of Estonia OJ C 299, 18.8.2016, p. 45–48	9197/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Ireland and delivering a Council opinion on the 2016 Stability Programme of Ireland OJ C 299, 18.8.2016, p. 65–68	9198/16

Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Spain and delivering a Council opinion on the 2016 Stability Programme of Spain OJ C 299, 18.8.2016, p. 7–11	9199/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of France and delivering a Council opinion on the 2016 Stability Programme of France OJ C 299, 18.8.2016, p. 114–118	9200/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Croatia and delivering a Council opinion on the 2016 Convergence Programme of Croatia OJ C 299, 18.8.2016, p. 96–100	9203/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Italy and delivering a Council opinion on the 2016 Stability Programme of Italy OJ C 299, 18.8.2016, p. 1–6	9205/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Cyprus and delivering a Council opinion on the 2016 Stability Programme of Cyprus OJ C 299, 18.8.2016, p. 27–31	9210/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Latvia and delivering a Council opinion on the 2016 Stability Programme of Latvia OJ C 299, 18.8.2016, p. 83–86	9213/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Lithuania and delivering a Council opinion on the 2016 Stability Programme of Lithuania OJ C 299, 18.8.2016, p. 69–72	9215/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Luxembourg and delivering a Council opinion on the 2016 Stability Programme of Luxembourg OJ C 299, 18.8.2016, p. 101–104	9216/16

Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Hungary and delivering a Council opinion on the 2016 Convergence Programme of Hungary OJ C 299, 18.8.2016, p. 49–52	9217/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Malta and delivering a Council opinion on the 2016 Stability Programme of Malta OJ C 299, 18.8.2016, p. 105–108	9221/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of the Netherlands and delivering a Council opinion on the 2016 Stability Programme of the Netherlands OJ C 299, 18.8.2016, p. 41–44	9222/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Austria and delivering a Council opinion on the 2016 Stability Programme of Austria OJ C 299, 18.8.2016, p. 57–60	9223/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Poland and delivering a Council opinion on the 2016 Convergence Programme of Poland OJ C 299, 18.8.2016, p. 15–18	9224/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Portugal and delivering a Council opinion on the 2016 Stability Programme of Portugal OJ C 299, 18.8.2016, p. 109–113	9225/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Romania and delivering a Council opinion on the 2016 Convergence Programme of Romania OJ C 299, 18.8.2016, p. 73–78	9226/16
Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Slovenia and delivering a Council opinion on the 2016 Stability Programme of Slovenia OJ C 299, 18.8.2016, p. 90–95	9227/16

<p>Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Slovakia and delivering a Council opinion on the 2016 Stability Programme of Slovakia OJ C 299, 18.8.2016, p. 61–64</p>	9228/16		
<p>Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Finland and delivering a Council opinion on the 2016 Stability Programme of Finland OJ C 299, 18.8.2016, p. 79–82</p>	9229/16		
<p>Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of Sweden and delivering a Council opinion on the 2016 Convergence Programme of Sweden OJ C 299, 18.8.2016, p. 53–56</p>	9230/16		
<p>Council Recommendation of 12 July 2016 on the 2016 National Reform Programme of the United Kingdom and delivering a Council opinion on the 2016 Convergence Programme of the United Kingdom OJ C 299, 18.8.2016, p. 12–14</p>	9231/16		
<b>3481st meeting of the Council of the European Union (AGRICULTURE AND FISHERIES) held in Brussels on 18 July 2016</b>			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
<p>Position (EU) No 16/2016 of the Council at first reading with a view to the adoption of a 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 OJ C 376, 13.10.2016, p. 1–108</p>	8795/16 8795/16 ADD 1	Qualified majority	All Member States in favour, except: Abstention: NL

<b>Statement by the Netherlands</b>			
The Netherlands abstains on the Regulation on protective measures against pests of plants. The Netherlands believes that the measures regarding the import system, as stated in this regulation, are disproportional (in relation to the actual risks involved).			
<b>Statement by Germany, Austria, Bulgaria, Hungary, Latvia, the Netherlands, Portugal, Greece, Czech Republic, Sweden, Denmark, Finland, Lithuania, Malta, Romania and the United Kingdom</b>			
We note that the terms 'harmful organism' and 'pest' refer to the same concept in EU legal acts, and are used equivalently.			
Reasoning:			
Given that existing Commission legal acts and Council Regulations and Directives (e.g. Council Directive 93/85/EEC, Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and Commission Implementing Decision 2012/138/EU) also use the term 'harmful organism' with the same meaning and in an equivalent manner, the fact that the terms 'pest' and 'harmful organism' are synonyms should be clearly emphasised, in order to preclude any uncertainty in the application of existing EU legal acts and the new EU Plant Health Regulation.			
Position (EU) No 13/2016 of the Council at first reading with a view to the adoption of a directive of the European Parliament and of the Council on the accessibility of the websites and mobile applications of public sector bodies (Text with EEA relevance) OJ C 352, 27.9.2016, p. 1–15	9386/16 9386/16 ADD 1	Qualified majority	All Member States in favour
Position (EU) No 14/2016 of the Council at first reading with a view to the adoption of a 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 the conferral of delegated and implementing powers on the Commission for the adoption of certain measures OJ C 356, 28.9.2016, p. 1–5	9878/16 9878/16 ADD 1	Qualified majority	All Member States in favour

<p>Position (EU) No 15/2016 of the Council at first reading with a view to the adoption of a 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 OJ C 358, 29.9.2016, p. 1–7</p>	<p>10000/16 10000/16 ADD 1</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>
<p>Regulation (EU) 2016/1627 of the European Parliament and of the Council of 14 September 2016 on a multiannual recovery plan for bluefin tuna in the eastern Atlantic and the Mediterranean, and repealing Council Regulation (EC) No 302/2009 OJ L 252, 16.9.2016, p. 1–52</p>	<p>14/16</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>
<p><b>Statement by the Commission</b></p> <p>The Commission expresses concern that the limited powers delegated to it by the co-legislators may hinder the timely implementation in EU law of measures taken by ICCAT in the future that revise or update the control scheme of this Organisation.</p> <p>The Commission therefore declares that it considers this Regulation to be without prejudice to any future position of the institution as regards the recourse to Articles 290 and 291 TFEU for the transposition of Regional Fisheries Management Organisation measures.</p> <p>The Commission furthermore reserves the right to propose amendments to the Regulation increasing the number of measures which should be adopted by delegated or implementing 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.</p>			
<p>Regulation (EU) 2016/1628 of the European Parliament and of the Council of 14 September 2016 on requirements relating to gaseous and particulate pollutant emission limits and type-approval for internal combustion engines for non-road mobile machinery, amending Regulations (EU) No 1024/2012 and (EU) No 167/2013, and amending and repealing Directive 97/68/EC (Text with EEA relevance) OJ L 252, 16.9.2016, p. 53–117</p>	<p>21/16</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
<p>Council Regulation (EU) 2016/1184 of 18 July 2016 amending Regulation (EU) 2015/2265 opening and providing for the management of autonomous Union tariff quotas for certain fishery products for the period 2016 to 2018 OJ L 196, 21.7.2016, p. 1–2</p>	<p>10103/16</p>
<p>Council Decision to authorise the Commission to open negotiations on behalf of the European Union for the conclusion of a Sustainable Fisheries Partnership Agreement and Protocol with the Republic of Kenya</p>	<p>10752/16</p>
<p><b>Statement 1 by the Commission</b> The Commission does not consider it necessary that a Council Decision authorising the opening of negotiations indicates a substantive legal basis.</p> <p><b>Statement 2 by the Commission</b> Following article 31(2) of Regulation (EU) No 1380/2013 of the European Parliament and of the Council on the Common Fisheries Policy, the Commission fully recognizes the importance of the sustainable exploitation of marine biological resources and the consequent need to ensure a proper implementation of the concept of surplus, as expressed in article 62(2) of the UNCLOS, particularly when Sustainable Fisheries Partnership Agreements and associated protocols rule the access of the EU external fleet to resources distributed in waters of the partner country. However, regarding article 64 of the UNCLOS and article 31(4) of the R(EU) N° 1380/2013, the Commission considers that the concept of surplus applies to a lesser degree to fishing activities exploiting highly migratory species, where management objectives and management measures – priority access rules, catch, capacity or effort limits, and sharing keys where relevant – have to be primarily fixed at regional or sub-regional levels by the Contracting Parties to competent Regional Fisheries Management Organisations, taking in due account the relevant scientific advice.</p>	
<p>Council Conclusions on Special report No 6/2016 from the European Court of Auditors entitled 'Eradication, control and monitoring programmes to contain animal diseases'</p>	<p>10994/16</p>
<p>Council Conclusions on Special Report No 3/2016 from the European Court of Auditors entitled "Combating eutrophication in the Baltic Sea: further and more effective action needed"</p>	<p>10642/16</p>



<p>Council Decision (EU) 2016/1231 of 18 July 2016 on the position to be adopted on behalf of the European Union within the Joint Committee established by the Regional Convention on pan-Euro-Mediterranean preferential rules of origin as regards the request of Georgia to become a Contracting Party to that Convention OJ L 202, 28.7.2016, p. 24–26</p>	<p>10524/16</p>
<p>Council Implementing Decision (EU) 2016/1206 of 18 July 2016 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 OJ L 198, 23.7.2016, p. 47–48</p>	<p>10702/16</p>
<p>Council Decision (EU) 2016/1232 of 18 July 2016 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 (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.), of the other part, concerning a Decision of the Stabilisation and Association Council adopting its rules of procedure OJ L 202, 28.7.2016, p. 27–40</p>	<p>10852/16</p>
<p>Council Decision (EU) 2016/1202 of 18 July 2016 establishing the position to be taken on behalf of the European Union within the General Council of the World Trade Organisation 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 OJ L 198, 23.7.2016, p. 43–43</p>	<p>10662/16</p>
<p><b>3482nd meeting of the Council of the European Union (FOREIGN AFFAIRS) held in Brussels on 18 July 2016</b></p>	
<p>NON-LEGISLATIVE ACTS</p>	
<p>ACT</p>	<p>DOCUMENT / STATEMENTS</p>
<p>Council Conclusions on Somalia</p>	<p>10907/16</p>
<p>Council Conclusions on Afghanistan</p>	<p>10997/16</p>

Council Conclusions on Pakistan	10998/16
Council Decision (EU) 2016/1224 of 18 July 2016 on the conclusion of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon, of the other part, to take account of the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the European Union OJ L 202, 28.7.2016, p. 1–2	13349/14
Council Decision (EU) 2016/1218 of 18 July 2016 on the conclusion of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union OJ L 201, 27.7.2016, p. 1–1	13395/14
Council Decision (EU) 2016/1225 of 18 July 2016 on the conclusion of the Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon, of the other part, on a Framework Agreement between the European Union and the Republic of Lebanon on the general principles for the participation of the Republic of Lebanon in Union programmes OJ L 202, 28.7.2016, p. 3–4	16136/14
Council Decision (EU) 2016/1315 of 18 July 2016 on the position to be adopted, on behalf of the European Union, within 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 a temporary amendment to Protocol 3 to that Agreement concerning the definition of the concept of ‘originating products’ and methods of administrative cooperation as a response in favour of the refugees fleeing the conflict in Syria OJ L 208, 2.8.2016, p. 6–41	10882/16

<p>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</p>	<p>10217/16</p>
<p>Council Decision (EU) 2016/1210 of 18 July 2016 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 OJ L 199, 26.7.2016, p. 1–2</p>	<p>5616/14</p>
<p>Council Decision (CFSP) 2016/1182 of 18 July 2016 concerning the Staff Regulations of the European Union Institute for Security Studies OJ L 195, 20.7.2016, p. 31–74</p>	<p>5978/16</p>
<p>Council Decision (CFSP) 2016/1173 of 18 July 2016 amending Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo OJ L 193, 19.7.2016, p. 108–109</p>	<p>10863/16</p>
<p>Council Regulation (EU) 2016/1165 of 18 July 2016 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 OJ L 193, 19.7.2016, p. 15–16</p>	<p>10903/16</p>
<p>Council Decision (CFSP) 2016/1172 of 18 July 2016 amending Decision 2012/392/CFSP on the European Union CSDP mission in Niger (EUCAP Sahel Niger) OJ L 193, 19.7.2016, p. 106–107</p>	<p>10395/16</p>
<p>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</p>	<p>11126/16</p>

<p>Council Decision (EU) 2016/1336 of 18 July 2016 on the position to be adopted on behalf of the European Union within the EU-Central America Association Council as regards 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 OJ L 212, 5.8.2016, p. 8–106</p>	<p>9087/16</p>
<p>Council Conclusions on South Sudan</p>	<p>11213/16</p>
<p>Council Conclusions on Turkey</p>	<p>11368/16</p>
<p>Council Conclusions EU Strategy on China</p>	<p>11319/16</p>
<p>Council Conclusions on Venezuela</p>	<p>11264/16</p>
<p><b>Written procedure completed on 26 July 2016</b></p>	
<p>NON-LEGISLATIVE ACTS</p>	
<p>ACT</p>	<p>DOCUMENT / STATEMENTS</p>
<p>Council Decision (EU) 2016/1316 of 26 July 2016 amending Decision 2009/908/EU, laying down measures for the implementation of the European Council Decision on the exercise of the Presidency of the Council, and on the chairmanship of preparatory bodies of the Council OJ L 208, 2.8.2016, p. 42–44</p>	<p>11432/16</p>
<p><b>Written procedures completed on 28 July 2016</b></p>	
<p>NON-LEGISLATIVE ACTS</p>	
<p>ACT</p>	<p>DOCUMENT / STATEMENTS</p>
<p>Council Decision on a proposal to establish the Energy Community list of energy infrastructure projects</p>	<p>11181/16</p>
<p>Council Regulation amending Regulations (EU) 2016/72 and (EU) 2015/2072 as regards certain fishing opportunities</p>	<p>11275/16</p>

<b>Written procedure completed on 2 August 2016</b>		
NON-LEGISLATIVE ACTS		
ACT		DOCUMENT / STATEMENTS
Council Decision (EU) 2016/1337 of 2 August 2016 concerning the allocation of funds decommitted from projects under the 10th European Development Fund for the purpose of replenishing the African Peace Facility OJ L 212, 5.8.2016, p. 107–108		11375/16
<b>Written procedures completed on 4 August 2016</b>		
NON-LEGISLATIVE ACTS		
ACT		DOCUMENT / STATEMENTS
Council Decision (CFSP) 2016/1338 of 4 August 2016 amending Decision (CFSP) 2015/2052 extending the mandate of the European Union Special Representative in Kosovo (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.) OJ L 212, 5.8.2016, p. 109–110		10333/16
Council Decision (CFSP) 2016/1783 of 4 August 2016 on the signing and the conclusion on behalf of the Union of the Agreement in the form of an Exchange of Letters between the European Union and the Islamic Republic of Afghanistan on the extension of the agreement on the status of the European Union Police Mission in Afghanistan (EUPOL AFGHANISTAN) OJ L 273, 8.10.2016, p. 1–2		9861/16
Agreement in the form of an exchange of letters between the European Union and the Islamic Republic of Afghanistan on the extension of the Agreement between the European Union and the Islamic Republic of Afghanistan on the status of the European Union Police Mission in Afghanistan (EUPOL AFGHANISTAN) OJ L 273, 8.10.2016, p. 3–4		9861/16

<p>Council Decision (CFSP) 2016/1338 of 4 August 2016 amending Decision (CFSP) 2015/2052 extending the mandate of the European Union Special Representative in Kosovo (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.) OJ L 212, 5.8.2016, p. 109–110</p>	<p>10334/16</p>
<p>Council Implementing Decision (CFSP) 2016/1340 of 4 August 2016 implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya OJ L 212, 5.8.2016, p. 113–115</p>	<p>11161/16</p>
<p>Council Implementing Regulation (EU) 2016/1334 of 4 August 2016 implementing Article 21(2) of Regulation (EU) 2016/444 concerning restrictive measures in view of the situation in Libya OJ L 212, 5.8.2016, p. 3–4</p>	<p>11163/16</p>
<p>Council Decision (CFSP) 2016/1341 of 4 August 2016 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 212, 5.8.2016, p. 116–117</p>	<p>11229/16</p>
<p>Council Regulation (EU) 2016/1333 of 4 August 2016 amending Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 212, 5.8.2016, p. 1–2</p>	<p>11280/16</p>
<p>Council Decision (EU) 2016/1351 of 4 August 2016 concerning the Staff Regulations of the European Defence Agency, and repealing Decision 2004/676/EC OJ L 219, 12.8.2016, p. 1–81</p>	<p>7542/16</p>
<p>Council Decision (EU) 2016/1352 of 4 August 2016 concerning the rules applicable to national experts seconded to the European Defence Agency, and repealing Decision 2004/677/EC OJ L 219, 12.8.2016, p. 82–97</p>	<p>7544/16</p>
<p>Council Decision (EU) 2016/1353 of 4 August 2016 concerning the financial rules of the European Defence Agency and repealing Decision 2007/643/CFSP OJ L 219, 12.8.2016, p. 98–119</p>	<p>7545/16</p>

<b>Written procedures completed on 8 August 2016</b>	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision giving notice to Spain to take measures for the deficit reduction judged necessary in order to remedy the situation of excessive deficit	11552/16 Procedure/Voting rule: Qualified majority Votes: All Member States in favour
Council Decision giving notice to Portugal to take measures for the deficit reduction judged necessary in order to remedy the situation of excessive deficit	11553/16 Procedure/Voting rule: Qualified majority Votes: All Member States in favour
<b>Written procedures completed on 9 August 2016</b>	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision on imposing a fine on Portugal for failure to take effective action to address an excessive deficit	11554/16 Procedure/Voting rule: Article 6(2) of Regulation No 1173/2011: "The decision imposing a fine shall be deemed to be adopted by the Council unless it decides by a qualified majority to reject the Commission's recommendation within 10 days" Votes: All Member States in favour to not reject

<p>Council Implementing Decision on imposing a fine on Spain for failure to take effective action to address an excessive deficit</p>	<p>11555/16  Procedure/Voting rule:  Article 6(2) of Regulation No 1173/2011:  "The decision imposing a fine shall be deemed to be adopted by the Council unless it decides by a qualified majority to reject the Commission's recommendation within 10 days"  Votes: All Member States in favour to not reject</p>
<p><b>Written procedures completed on 31 August 2016</b></p>	
<p>NON-LEGISLATIVE ACTS</p>	
<p>ACT</p>	<p>DOCUMENT / STATEMENTS</p>
<p>Council Implementing Decision (CFSP) 2016/1446 of 31 August 2016 implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic  OJ L 235, 1.9.2016, p. 13–16</p>	<p>11759/16</p>
<p>Council Implementing Regulation (EU) 2016/1442 of 31 August 2016 implementing Article 17(1) and (3) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic  OJ L 235, 1.9.2016, p. 1–5</p>	<p>11761/16</p>