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## DRAFT MINUTES

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Subject: **3556th** meeting of the Council of the European Union  
**(Agriculture and Fisheries)**, held in Brussels on 17 and 18 July 2017

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## **LEGISLATIVE DELIBERATIONS**

*(Public deliberation in accordance with Article (16)(8) of the Treaty on European Union)*

### **"A" ITEMS**

**1. Decision of the European Parliament and of the Council amending Decision No 445/2014/EU establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 [First reading]**

= Adoption of the legislative act

PE-CONS 25/17 CULT 69 AELE 49 EEE 27 CODEC 867

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 167(5) TFEU).

**2. Directive of the European Parliament and of the Council on certain permitted uses of certain works and other subject-matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print disabled and amending Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society [First reading]**

= Adoption of the legislative act

PE-CONS 23/17 PI 66 CODEC 855

+ COR 1 (hr)

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 114 TFEU).

### **Statement by Latvia**

"The Republic of Latvia draws attention that the legal term 'veic uzņēmējdarbību' used in the Latvian language version of the Regulation and the Directive describing the place of establishment of entities that are authorised or recognised by the Member States to provide education, instructional training, adaptive reading or information access to beneficiary persons on a non-profit basis, refers to entity, which 'carries out entrepreneurship/business activity'.

Consequently, such a translation of the term is substantially different from the legal meaning of the term 'to be established' used in the English and other language versions of the Regulation and the Directive, and it is contrary to the non-profit nature of the entities to whom these legislative acts are addressed.

The Republic of Latvia notes that inconsistent or incorrect usage of the legal term of such substantive importance leads to legal ambiguity and therefore creates the risk of disrupting legal parallelism amongst the language versions of the Regulation and the Directive. The term 'to be established' in analogous context appears in Article 49 of the Treaty on the Functioning of the European Union, where it is being translated into Latvian as 'izveidot'. The respective term 'izveidot' or its closest synonym 'dibināt', which was used in the initial Latvian language version of the European Commission's proposal for the Directive and the Regulation published on 14 September 2016, appropriately describes the act of being established covered by the Regulation and the Directive, and it does not conflict with the non-profit nature of the entities regulated by these legal acts.

The Republic of Latvia intends to initiate the corrigendum procedure regarding the Regulation and the Directive in order to ensure consistent and correct use of terminology."

**3. Regulation of the European Parliament and of the Council on the cross-border exchange between the Union and third countries of accessible format copies of certain works and other subject-matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print disabled [First reading]**

= Adoption of the legislative act

PE-CONS 24/17 PI 67 CODEC 856

+ COR 1 (hr)

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 114 TFEU).

**Statement by Latvia**

"The Republic of Latvia draws attention that the legal term 'veic uzņēmējdarbību' used in the Latvian language version of the Regulation and the Directive describing the place of establishment of entities that are authorised or recognised by the Member States to provide education, instructional training, adaptive reading or information access to beneficiary persons on a non-profit basis, refers to entity, which 'carries out entrepreneurship/business activity'.

Consequently, such a translation of the term is substantially different from the legal meaning of the term 'to be established' used in the English and other language versions of the Regulation and the Directive, and it is contrary to the non-profit nature of the entities to whom these legislative acts are addressed.

The Republic of Latvia notes that inconsistent or incorrect usage of the legal term of such substantive importance leads to legal ambiguity and therefore creates the risk of disrupting legal parallelism amongst the language versions of the Regulation and the Directive. The term 'to be established' in analogous context appears in Article 49 of the Treaty on the Functioning of the European Union, where it is being translated into Latvian as 'izveidot'. The respective term 'izveidot' or its closest synonym 'dibināt', which was used in the initial Latvian language version of the European Commission's proposal for the Directive and the Regulation published on 14 September 2016, appropriately describes the act of being established covered by the Regulation and the Directive, and it does not conflict with the non-profit nature of the entities regulated by these legal acts.

The Republic of Latvia intends to initiate the corrigendum procedure regarding the Regulation and the Directive in order to ensure consistent and correct use of terminology."

**4. Decision of the European Parliament and of the Council on providing macro-financial assistance to the Republic of Moldova [First reading]**

= Adoption of the legislative act

PE-CONS 27/17 ECOFIN 518 RELEX 509 COEST 130 NIS 10 CODEC 1007

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 212 TFEU).

**Joint statement by the European Parliament, the Council and the Commission**

"In light of the initiatives related to the changes of the electoral system in the Republic of Moldova, the European Parliament, the Council and the Commission underline that a pre-condition for granting macro-financial assistance is that the beneficiary country respects effective democratic mechanisms, including a multi-party parliamentary system and the rule of law and guarantees respect for human rights. The Commission and the European External Action Service shall monitor the fulfilment of this pre-condition throughout the lifecycle of the macro-financial assistance and will thereby pay utmost attention to the consideration by the authorities of the Republic of Moldova of the recommendations of relevant international partners (especially the Venice Commission and the OSCE/ODIHR)."

**5. Regulation of the European Parliament and of the Council on the introduction of temporary autonomous trade measures for Ukraine supplementing the trade concessions available under the Association Agreement [First reading]**

= Adoption of the legislative act

PE-CONS 33/17 WTO 136 COEST 145 NIS 12 CODEC 1086

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, with the Polish and Latvian delegations abstaining, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 207(2) TFEU).

## Statement by the Commission

"The Commission notes that should it be impossible to implement the suspension of preferential arrangements before full utilisation of the annual zero-tariff rate quotas for agricultural products, the Commission shall endeavour proposing a reduction or suspension of these concessions in the following years."

### 6. EPPO

#### **Draft Regulation implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office**

= Agreement in principle

= Request for the consent of the European Parliament

10554/17 EPPO 28 EUROJUST 99 CATS 72 FIN 400 COPEN 209 GAF 33  
CSC 145

9941/17 EPPO 21 EUROJUST 86 CATS 62 FIN 349 COPEN 189 GAF 25  
CSC 120

+ REV 1 (cs,de,nl,sl)

approved by Coreper, Part 2, on 06.07.2017

The Council agreed in principle on the draft Regulation as set out in 9941/17 and decided to forward the draft Regulation to the European Parliament for consent.

## "B" ITEMS

### 4. Work programme of the Presidency

= Presentation by the Presidency

*(Public debate in accordance with Article 8(2) of the Council's Rules of Procedure)*

The Chairs presented the Work Programme of the Estonian Presidency concerning the Agriculture and Fisheries sectors.

## AGRICULTURE

### 6. Proposal for a Regulation of the European Parliament and of the Council on organic production and labelling of organic products, amending Regulation (EU) No XXX/XXX of the European Parliament and of the Council [Official controls Regulation] and repealing Council Regulation (EC) No 834/2007 [First reading]

*Interinstitutional file: 2014/0100 (COD)*

= Confirmation of the outcome of the trilogue

11254/17 AGRILEG 129 CODEC 1249

The item was withdrawn from the agenda.

## 9. Any other business

### a) **A European One Health Action Plan against Antimicrobial Resistance**

= Information from the Commission  
11128/17 SAN 293 AGRI 383 VETER 56

The Council took note of the information provided by the Commission representative on the Commission communication on a European One Health Action Plan against Antimicrobial Resistance. The Council also took note of the interventions of several delegations and of the reaction from the Commission representative.

### b) **African swine fever: state of play**

= Information from the Commission  
10929/17 AGRI 372 VETER 52

The Council took note of the information provided by the Commission representative on the state of play of African swine fever. The Council also took note of the comments made by delegations and of the Commission representative's response.

### c) **Symposium on the Future of Food in the EU (Brussels, 27 June 2017)**

= Information from the Maltese, Slovak and Netherlands delegations  
11245/17 AGRI 400 DENLEG 54

The Council took note of the information provided by the MT, SK and NL delegations and of the comments from other delegations and from the Commission representative on the symposium on the 'Future of Food in the EU', which took place in Brussels on 27 June 2017 and which focused on Europe's role in food safety and nutrition security.

### d) **The consequences of the mandatory labelling of the country of origin on the internal market**

= Information from the Belgian delegation  
11135/17 AGRI 384 DENLEG 50

The Council took note of the information provided by the BE delegation, and of the interventions from the CZ, DK, DE, LU, NL, FR, PT, FI, IT, EL and SI delegations, as well as from the Commission representative.