



Council of the  
European Union

Brussels, 21 May 2015  
(OR. en)

8628/15

CRS/CRP 17

## SUMMARY RECORD

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Subject: 2540th meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 6 and 8 May 2015

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  - d) E-001116/2015 - Aymeric Chauprade (NI)  
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  - p) E-003343/2015 - David Casa (PPE)  
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- q) E-003353/2015 - Davor Ivo Stier (PPE), P-003394/2015 - Filiz Hyusmenova (ALDE), P-003521/2015 - István Ujhelyi (S&D), E-003613/2015 - Doru-Claudian Frunzuliță (S&D) and E-003726/2015 - José Blanco López (S&D) and Inmaculada Rodríguez-Piñero Fernández (S&D)  
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  5. Advisory Committee on Freedom of Movement for Workers  
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31. Special Report No 14/2014 "How do the EU institutions and bodies calculate, reduce and offset their greenhouse gas emissions?"
32. Recommendation to the Council concerning the dissolution of the GNSS experts formation of the Council Security Committee
33. Proposal for a Council Regulation extending to non-participating Member States the application of Regulation (EU) No 331/2014 establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting (the "Pericles 2020" programme)
34. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1215/2009 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's Stabilisation and Association process and suspending its application with regard to Bosnia and Herzegovina (First reading)
36. Draft Council conclusions on the European Court of Auditors' Special Report No 16/2014 on "The effectiveness of blending regional investment facility grants with financial institution loans to support EU external policies"
37. Council Decision amending and extending Decision 2010/565/CFSP on the European Union mission to provide advice and assistance for security sector reform in the Democratic Republic of the Congo (EUSEC RD Congo)
38.
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**1. Adoption of the provisional agenda and "I" items**

doc. 8522/15 OJ/CRP1 17  
8530/2/15 REV 2 OJ/CRP2 17

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

The following items are **added** :

(Coreper Part 2, under I)

- 47. Proposal for transfer of appropriations No DEC 16/2015 within Section III - Commission - of the general budget for 2015**  
8267/15 FIN 302 INST 125 PE-L 26
- 48. Proposal for transfer of appropriations No DEC 17/2015 within Section III - Commission - of the general budget for 2015**  
8269/15 FIN 303 INST 126 PE-L 27
- 49. European Economic Area**
  - **Establishment of the European Union's common position for the 43rd meeting of the EEA Council (Brussels, 18 May 2015)**  
8619/15 EEE 19

The following CRP2 agenda item has been **transferred** from Part I to Part II:

- 35. Seventh meeting of the EU-Albania Stabilisation and Association Council (Brussels, 18 May 2015)**
  - **Draft Common Position of the European Union**  
8687/15 COWEB 35

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



DE made a statement on the following item:

**25. Proposal for a Council Decision on the position to be adopted, on behalf of the European Union, in the Port State Control Committee of the Paris Memorandum of Understanding on Port State Control**

– **Adoption**

8419/15 MAR 58 TRANS 148

8001/15 MAR 47 TRANS 131

+ ADD 1

+ ADD 2

"Germany consents to the Council Decision, which exclusively concerns the 48<sup>th</sup> Meeting of the Port State Control Committee of the Paris Memorandum of Understanding – PMoU – because Germany agrees with the contents of all envisaged amendments and the competence of the Union regarding the contents of the decision is given in accordance with the rules of Directive 2009/16/EC.

However, Germany is of the opinion that the Paris Memorandum of Understanding on Port State Control – PMoU – is not an international agreement as defined by Title V of the TFEU (Article 216 et seq. TFEU). The PMoU is an administrative agreement not to be assigned to the international law level but below. The provisions of Title V of the TFEU are, therefore, not applicable; the same applies to Article 218(9). For this reason, Germany holds the legal opinion that the procedure in accordance with Article 218(9) TFEU for establishing the positions to be adopted by the Member States in the Port State Control Committee cannot be applied."

\* \* \* \* \*

SI made a statement on the following item:

**34. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1215/2009 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's Stabilisation and Association process and suspending its application with regard to Bosnia and Herzegovina (First reading)**

– **Mandate for negotiations with the European Parliament**

8503/15 WTO 99 COWEB 28 AGRI 244 UD 100 TDC 2 CODEC 641

"Unilateral statement by Slovenia on the Commission proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1215/2009

Slovenia reiterates its deep concern that the proposal of the Draft Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1215/2009 contains a provision on withdrawal of the autonomous measure for Bosnia and Herzegovina.

Slovenia recalls having repeatedly expressed its concerns for the inclusion of this provision in the proposal as the situation in respect of Bosnia and Herzegovina is specific.

Slovenia would like to urge the Commission to engage further with Bosnia and Herzegovina to fulfil the provisions of Article 22 of IA and through further negotiations reach a compromise as soon as possible by taking into account trade interests of the EU and of Bosnia and Herzegovina."

# Coreper Part 1

## II

### 21. Preparation for the Council meeting (Education, Youth, Culture and Sport) on 18 and 19 May 2015

#### 1. Future European Audio-visual Policy in the Framework of the Digital Single Market Strategy (*Non-legislative activity*)

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

##### a) A Digital Single Market Strategy for Europe

– Presentation by the Commission

##### b) The functioning of the Audiovisual Media Services Directive in the context of the current geopolitical situation

– Policy debate

8351/15 AUDIO 9 DIGIT 23 COEST 127 CONSOM 69 JAI 256

The Committee agreed to forward the discussion paper (doc. 8351/15) to the Council as a basis for the policy debate to be held on this subject.

#### 2. Draft Council conclusions on cultural and creative cross-overs to stimulate innovation, economic sustainability and social inclusion (*Non-legislative activity*)

– Adoption

8346/15 CULT 22 DIGIT 22 REGIO 35 IND 62 SOC 262 EDUC 111 SAN 131

The Committee took note of the unanimous support for the text as contained in 8346/15 and forwarded the text to the Council for adoption.

### 22. Proposal for a Decision of the European Parliament and of the Council concerning the establishment and operation of a market stability reserve for the Union greenhouse gas emission trading scheme and amending Directive 2003/87/EC (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 second informal trilogue that took place in Brussels on 5 May 2015, where agreement was reached *ad referendum* between the co-legislators. The consolidated version of the final compromise text will be submitted to the Committee on Wednesday 13 May 2015 with a view to agreement.

- 23. Proposal for a Directive of the European Parliament and of the Council concerning measures to ensure a high common level of network and information security across the Union (First reading) (Legislative deliberation)**  
– **Presidency debriefing on the outcome of the informal trilogue**

The Committee has been informed of the outcome of the third informal trilogue, held in Strasbourg on 30 April 2015.

- 24. Proposal for a Directive of the European Parliament and of the Council on package travel and assisted travel arrangements, amending Regulation (EC) No 2006/2004, Directive 2011/83/EU and repealing Council Directive 90/314/EEC (First reading) (Legislative deliberation)**  
– **Presidency debriefing on the outcome of the informal trilogue**

The Committee took note of the debriefing prepared by the Presidency on the outcome of the fourth informal trilogue of the 5th of May 2015.

- 26. Preparation for the Council meeting "Competitiveness" (Internal Market, Industry, Research and Space) on 28 and 29 May 2015**

**1. Setting of the provisional agenda**

The Committee set the provisional agenda for the meeting of the Competitiveness Council on 28 and 29 May 2015.

- 2. Proposal for a Directive of the European Parliament and of the Council on single-member private limited liability companies (Legislative deliberation)**  
– **General approach**  
8320/15 DRS 35 CODEC 601

The Committee discussed the Presidency compromise proposal set out in 8320/15, but did not reach agreement, and decided to return to the file at one of its next meetings.

**27. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 1343/2011 of the European Parliament and of the Council of 1 December 2011 on certain provisions for fishing in the GFCM (General Fisheries Commission for the Mediterranean) Agreement area (First reading) (Legislative deliberation)**

- **Confirmation of the final compromise text with a view to agreement**
  - 8180/15 PECHÉ 141 CODEC 564
  - 8181/15 PECHÉ 142 CODEC 565
  - + COR 1
  - + ADD 1 REV 1

The Chairman introduced the final compromise text that resulted from the negotiations in trilogue.

The Commission representative referred to the Commission's two statements on rules for managing red coral harvesting. Delegations thanked the Presidency for its dedication towards finalizing this procedure. The Chairman concluded that the Committee had endorsed the final compromise text and that the next step would be the political agreement after receipt of the European Parliament's letter that will refer to the agreement on the Council's position at first reading.

**28. Proposal for a Directive of the European Parliament and of the Council on seafarers amending Directives 2008/94/EC, 2009/38/EC, 2002/14/EC, 98/59/EC and 2002/23/EC (First reading) (Legislative deliberation)**

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

The Presidency debriefed the Committee on the overall outcome of the trilogue held on 6 May 2015.

## Coreper Part 2

### II

#### 35. Seventh meeting of the EU-Albania Stabilisation and Association Council (Brussels, 18 May 2015)

- **Draft Common Position of the European Union**  
8687/15 COWEB 35

The outcome of the deliberations of the Committee on this item is set out in 8700/1/15 REV 1.

#### 39. Preparation of the Council meeting (Economic and Financial Affairs) on 12 May 2015

##### a) European Semester

##### i) Macroeconomic Imbalances Procedure - In-depth reviews

- **Council conclusions**  
6616/15 ECOFIN 146 UEM 52 SOC 113 EMPL 59

##### ii) Implementation of structural reforms

- **Exchange of views**  
6620/15 ECOFIN 150 SOC 117 COMPET 75 ENV 109 RECH 45 EF 75  
EDUC 52 STATIS 37

The Presidency informed the Committee about the exchange of views on the implementation of structural reforms to be held in the Council (ECOFIN), on the basis of the review by the Economic and Financial Committee of the 26 Country Reports published by the Commission. The Committee agreed to submit to the Council (ECOFIN) the draft conclusions on in-depth reviews as set out in 6616/15.

##### b) Ageing Report 2015

- **Council conclusions**  
6621/1/15 REV 1 ECOFIN 151 SOC 118 BUDGET 8 STATIS 36  
6628/15 ECOFIN 153 SOC 119 BUDGET 10 STATIS 40  
+ ADD 1 to ADD 5

The Committee agreed to submit to the Council (ECOFIN) for endorsement the 2015 Ageing Report, and for adoption draft Council conclusions on the sustainability of public finances in light of ageing populations. Greece informed the Committee that its Minister would make a statement on this item at the Council (ECOFIN).

c) **Other items in connection with the Council meeting**

The Committee finalised the provisional agenda for this Council meeting and reviewed the state of readiness of the agenda items listed.

d) **Investment Plan for Europe**

- **Commission Proposal for a Regulation of the European Parliament and of the Council on the European Fund for Strategic Investments and amending Regulations (EU) No 1291/2013 and (EU) No 1316/2013 (First reading)**

= **State of play**

6618/15 ECOFIN 148 UEM 54 SOC 115 EMPL 61 COMPET 73  
ENV 107 EDUC 50 RECH 43 ENER 58 JAI 121  
POLGEN 62 TRANS 149 EF 74 AGRI 231 TELECOM 103  
CODEC 634

The Presidency informed the Committee on the state of play of the trilogue discussions on the basis of a state of play report.

**40. Preparation of the Council meeting (Foreign Affairs/Trade) on 7 May 2015**

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

The Committee took note, without further discussion, of the Commission's presentation on its concept paper entitled "Investment in TTIP and beyond – the path for reform" (doc. 8555/15).

**41. Preparation of the Council meeting (Foreign Affairs) on 18 May 2015**

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

The Committee took note of the presentation by the European External Action Service on the preparation of the Council meeting (Foreign Affairs) on 18 May. The agenda will include the Military CSDP operations and the security situation in the broader neighbourhood, the Strategic Review, preparation for the June European Council on CSDP, Middle East Peace Process and follow-up to the special meeting of the European Council (23 April 2015). Council conclusions are foreseen on Burundi and CSDP.

**42. Presentation of the agenda for the Council meeting (Foreign Affairs/Development) on 26 May 2015**

The Committee took note of a presentation by the EEAS of the provisional agenda of the Council (Foreign Affairs/Development) to be held on 26 May 2015.

The main discussion items foreseen were "Post-2015/Financing for Development", "Gender and Development", "Migration and Development" as well as "Capacity Building in Support of Security and Development (Train and Equip)".

**43. Association with Turkey**

– **Preparation for the 53rd meeting of the EU-Turkey Association Council (Brussels, 18 May 2015)**

The Committee discussed the preparations for the Association Council with Turkey on 18 May 2015. Cyprus asked to receive the Turkish position prior to the Association Council, a precondition to Cyprus' final consent to the EU position. In connection to the Association Council, when approving last year's minutes, Cyprus asked for the EU to note its regret with regards to Turkish references to the legal personality of the Republic of Cyprus and in general be ready to react to possible similar references by Turkey, reiterate its well established position as well as reflect its reactions in the minutes.

The Commission expressed readiness to respond adequately to sensitive issues during the Association Council.

The Presidency expressed its readiness to intervene in line with the requests by Cyprus concerning statements by Turkey during the plenary session of the Association Council, if needed, and at the approval of the minutes.

The EU position paper for the EU-Turkey Association Council (18 May 2015) was approved by the Committee on 8 May 2015, with a view to be adopted in the ECOFIN Council on 12 May 2015.

#### 44. Preparation of the Council meeting (General Affairs) on 19 May 2015

##### – Other items in connection with the Council meeting

Presidency confirmed that, upon request of the IT delegation, an item on the 4 Presidents EMU report, will be included in the GAC agenda.

#### 45. Follow-up to the statement of the Special meeting of the European Council (23 April 2015)

The Committee took good note of the roadmap presented by the Presidency, the Commission and the European External Action Service on the follow-up to the European Council conclusions of 23 April 2015 (doc. 8497/15). The Committee will closely follow any other developments on this issue in order to prepare the next meeting of the European Council.

#### 46. Preparations for the Eastern Partnership Summit (Riga, 21-22 May 2015)

##### – State of play

The Committee received an update from the European External Action Service and the Commission on the state of play of preparations for the Eastern Partnership Summit and had a brief exchange of views on the way forward.

##### – Any other business

- **Regulation No 1315/2013 of the European Parliament and of the Council of 11 December 2013 on Union guidelines for the development of the trans-European transport network and repealing Decision No 661/2010/EU: Appointment of the TEN-T coordinators**

##### – Information from the Commission

The Committee took note of the information provided by the Commission.

- **International Energy Charter (item 15)**

The Presidency informed the Committee at its meeting on 8 May 2015, of the Council's intention to produce a counter-statement in case the Commission presents a statement on behalf of the European Union and of EURATOM, relating to Title II, Heading 4 of the International Energy Charter at the international conference in the Hague on 20-21 May 2015.