



Council of the
European Union

Brussels, 23 February 2016
(OR. en)

6112/16

CRS/CRP 2

SUMMARY RECORD

Subject: 2570th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 20, 21 and 22 January 2016

I. Adoption of the provisional agenda

5310/16 OJ/CRP1 2 + COR 1 + COR 2

5351/16 OJ/CRP2 2

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 1)

11. Work programme of the High Level Working Group on Competitiveness and Growth
Approval

15418/15 COMPET 571 POLGEN 183

The Committee considered and approved the work programme of the High Level Group on Competitiveness and Growth for the period from January 2016 until June 2017.

12. Fourth Railway Package (market pillar) (**First reading**) (**Legislative deliberation**)
 - a) Proposal for a Directive of the European Parliament and of the Council amending Directive 2012/34/EU establishing a single European railway area, as regards the opening of the market for domestic passenger transport services by rail and the governance of the railway infrastructure
 - b) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail
 - Preparation for the trilogue
5159/16 TRANS 4 CODEC 16
+ ADD 1 - 3

On 20 January, the Committee started the examination of the compromise text as set out in the documents cited above.

At its meeting on 22 January, the Committee confirmed the mandates for the trilogues.

COREPER (PART 2)

21. Follow-up to the Council meeting (Economic and Financial Affairs) on 15 January 2016

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

22. Follow-up to the Council meeting (Foreign Affairs) on 18 January 2016

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

23. Follow-up to the Council meeting (General Affairs) on 18 January 2016

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

24. Migration
 - = Information from the Presidency

The Presidency informed the Committee on the state of play and its intentions regarding the main pending files in this policy area.

IV. Any other business

COREPER (PART 1)

- Proposal for a Regulation of the European Parliament and of the Council on requirements relating to emission limits and type-approval for internal combustion engines for non-road mobile machinery (**First reading**) (**Legislative deliberation**)
 - Information from the Presidency on the state of play

The Committee was informed.

COREPER (PART 2)

- Data protection

The Presidency informed the Committee of the letter it intends to send to the European Parliament on the legal-linguistic finalisation of the data protection package.

"I" items approved**COREPER (PART 1)**

2. Replies to written questions put to the Council by Members of the European Parliament
 - a) E-007892/2015 - Nicolas Bay (ENF) and Gianluca Buonanno (ENF)
Counter-terrorism measures
15197/15 PE-QE 619
 - b) E-009877/2015 - Doru-Claudian Frunzulică (S&D)
Measures taken against Ukraine
15032/15 PE-QE 603
 - c) E-010141/2015 - José Blanco López (S&D)
World Refugee Day and EU immigration policy
15244/15 PE-QE 624
 - d) E-010845/2015 - Inês Cristina Zuber (GUE/NGL)
Methods of combating migration
15199/15 PE-QE 621
 - e) E-011051/2015 - Pablo Iglesias (GUE/NGL)
Council conclusions on Lebanon
14864/15 PE-QE 597
 - f) E-011347/2015 - Inês Cristina Zuber (GUE/NGL)
Situation of the Sahrawi citizen Takbar Haddi
15034/15 PE-QE 604
 - g) E-011713/2015 - Matt Carthy (GUE/NGL)
Hydraulic fracturing
15322/15 PE-QE 626
 - h) E-011757/2015 - Agnieszka Kozłowska-Rajewicz (PPE)
Widening the mandate and increasing the numerical strength of EU battlegroups (EUBGs)
15098/15 PE-QE 613
 - i) E-012460/2015 - Inês Cristina Zuber (GUE/NGL), João Ferreira (GUE/NGL) and Miguel Viegas (GUE/NGL)
Repeal of the Dublin Regulation
15325/15 PE-QE 627
 - j) P-012552/2015 - Lola Sánchez Caldentey (GUE/NGL), Miguel Urbán Crespo (GUE/NGL), Tania González Peñas (GUE/NGL), Estefanía Torres Martínez (GUE/NGL) and Pablo Iglesias (GUE/NGL)
Humanitarian crisis, mass influx of displaced persons, implementation of Directive 2001/55/EC
15326/15 PE-QE 628
 - k) E-012793/2015 - David Coburn (EFDD)
British participation in an EU army
15078/15 PE-QE 605
 - l) E-013070/2015 - Barbara Kappel (ENF)
Refugee crisis
15091/15 PE-QE 607

- m) E-013091/2015 - Biljana Borzan (S&D)
Refugees - activating the temporary protection mechanism
15327/15 PE-QE 629
- n) E-013367/2015 - Jonás Fernández (S&D) and Elena Valenciano (S&D)
Failure to comply with the refugee relocation scheme
15198/15 PE-QE 620
- o) E-013384/2015 - Hugues Bayet (S&D)
Negotiations on the Shareholder Rights Directive
14516/15 PE-QE 586
- p) P-013582/2015 - Louis Aliot (ENF)
Republic of the Congo
14993/15 PE-QE 602
- q) E-013728/2015 - Marina Albiol Guzmán (GUE/NGL)
Article 207(4) of the Treaty on the Functioning of the European Union
15308/15 PE-QE 625
- r) P-014061/2015 - Younous Omarjee (GUE/NGL)
Massacre of dolphins in the Faroe Islands (Grindadráp)
14634/15 PE-QE 591
- s) E-014074/2015 - Lorenzo Fontana (ENF)
Reclamation of industrial sites
14639/15 PE-QE 592
- t) E-014126/2015 - Peter van Dalen (ECR)
Norway and Atlanto Scandic herring
14756/15 PE-QE 595
- u) E-014138/2015 - Mircea Diaconu (ALDE)
Access, participation and equal opportunities and treatment for sportspeople with disabilities
14989/15 PE-QE 601
- v) P-014149/2015 - Elissavet Vozemberg-Vrionidi (PPE)
Agreement to accommodate more refugees in Greece
15328/15 PE-QE 630
- w) E-014376/2015 - Jana Žitňanská (ECR)
Proposal for a directive of the European Parliament and of the Council on the accessibility of public sector bodies' website
15080/15 PE-QE 606

- 3. Case before the Court of Justice
Case C-549/15 (E.ON Biofor Sverige AB)
– Information note for the Permanent Representatives Committee (Part 1)
15381/15 JUR 804 ENER 431 ENV 795
- 4. Case before the Court of Justice
Case C-552/15 (F. Hoffmann-La Roche v. Accord Healthcare OÜ)
– Information note for the Permanent Representatives Committee (Part 1)
5274/16 JUR 23 CODIF 2 SAN 11 CODEC 38

5. Case before the Court of Justice
Case C-626/15 (European Commission v. Council)
 - Information note for the Permanent Representatives Committee (Part 1)
15523/15 JUR 812 PECHE 493 AGRI 694 AGRIORG 103 COMAR 9 ENV 809
6. Judgment of the General Court of the European Union of 16 December 2015
Case T-521/14 (Sweden v. Commission)
 - Information note for the Permanent Representatives Committee (Part 1)
5148/16 JUR 13 ENV 5 SAN 4 INST 7
7. Proposal for a Regulation of the European Parliament and of the Council on the sustainable management of external fishing fleets, repealing Council Regulation (EC) No 1006/2008
 - Optional consultation of the Committee of the Regions
5155/16 PECHE 7 CODEC 19
15262/15 PECHE 481 CODEC 1773
+ ADD 1
+ COR 1
15262/1/15 PECHE 481 CODEC 1773 REV 1
+ REV 1 COR 1 (en, et)
8. Commission Regulation (EU) .../... of XXX establishing a network code on requirements for grid connection of generators
 - Decision not to oppose adoption
15157/15 ENER 423
14274/15 ENER 393
9. Commission Delegated Regulation (EU) No .../.. of XXX supplementing Directive 2001/83/EC of the European Parliament and of the Council by laying down detailed rules for the safety features appearing on the packaging of medicinal products for human use
 - Decision to use the written procedure on the intention not to raise objections to a delegated act
5289/1/16 PHARM 3 SAN 12 MI 17 DELACT 4 ECO 5 ENT 12
COMPET 11 REV 1
11804/15 PHARM 32 SAN 269 MI 549 DELACT 120 ECO 106 ENT 186
COMPET 445

Joint statement by Estonia, Lithuania and Malta

"Estonia, Lithuania and Malta support the goal of the Commission Delegated Regulation in general as they endorse the need for measures to prevent the entry of falsified medicinal products into the legal supply chain and will not therefore oppose the adoption of the delegated act.

However, Estonia, Lithuania and Malta wish to express their concern that the verification modalities of the safety features at wholesaler level do not take into account (as stipulated in the Directive 2011/62/EU):

- the particular characteristics of the supply chains in Member States;
- the need to ensure that the impact of verification measures on particular actors in the supply chains is proportionate.

Estonia, Lithuania and Malta regret that a well-balanced compromise was not found during the consultation phase. The Commission has informed that the proportion of the medicinal products which should be verified by the wholesalers according to the draft delegated act is 3%. Considering the market situation, we remain of the opinion that the amount of packages, which need to go through the proposed procedures will be considerably higher than 3% (for example based on the impact assessment carried out by the Estonian State Agency of Medicines at least 10% of packages should be verified by local wholesalers in Estonia) and therefore will create a negative impact to the Estonian, Lithuanian and Maltese pharmaceutical markets mainly by having negative influence on several aspects of availability of medicinal products."

10. Draft Council Recommendation on the integration of the long-term unemployed into the labour market
 - Adoption
 - 15409/15 SOC 722 EMPL 470 EDUC 323 ECOFIN 983
 - 15107/15 SOC 713 EMPL 465 EDUC 319 ECOFIN 960

COREPER (PART 2)

13. Cases before the General Court of the European Union
 - Case T-705/15, Syriatel Mobile Telecom v. Council of the European Union;
 - Case T-708/15, Cham Holding Co. SA and Bena Properties Co. SA v. Council of the European Union;
 - Case T-714/15, Rami Makhoul v. Council of the European Union
 - 5165/16 JUR 16 CORLX 12 MOG 10 CONOP 9 CFSP/PESC 25
14. Cases before the General Court of the EU
 - Case T-706/15 (Ehab Makhoul v. Council)
 - Case T-707/15 (Soruh SA v. Council)
 - Case T-710/15 (Société Drex Technologie SA v. Council)
 - Case T-711/15 (Razan Othman v. Council)
 - 5198/1/16 REV 1 JUR 18 CORLX 14 MOG 12 CONOP 11 CFSP/PESC 28
15. Case before the General Court of the EU
 - Case T-692/15 (HTTS Hanseatic Trade Trust & Shipping v. Council)
 - 5178/16 JUR 17 COEST 3 RELEX 23

16. Case T-180/14 (Frente Popular de Liberación de Sagúa-el-Hamra y Río de Oro (Front Polisario) v. Council of the European Union)
= Production of Council documents before the General Court of the European Union
5205/1/16 REV 1 JUR 20 RELEX 25 CFSP/PESC 30 CONOP 12 MAMA 7
PECHE 14
 17. Special Report No 16/2015 "Improving the security of energy supply by developing the internal energy market: more efforts needed"
= Designation of Working Party
5188/16 FIN 24 ENER 5
 18. Draft Council Implementing Decision approving the conclusion by the European Police Office (Europol) of the Agreement on Strategic Cooperation between the Federative Republic of Brazil and Europol
= Consultation of the Management Board of Europol
5163/16 ENFOPOL 8 JAIEX 3 COLAC 1
13980/15 ENFOPOL 333 JAIEX 76 COLAC 106
 19. Smart Borders Package
= Wrap up of discussions with a view to assisting the Commission in the preparation of the new proposals
5279/16 FRONT 18 VISA 15 CODEC 40 COMIX 22
15024/15 FRONT 280 VISA 379 CODEC 1672 COMIX 662
 20. (poss.) Political and Security Committee Decision concerning the implementation by EUNAVFOR MED operation SOPHIA of United Nations Security Council Resolution 2240 (2015) (EUNAVFOR MED operation SOPHIA/1/2016)
= Authorisation for publication in the Official Journal
5379/16 CSDP/PSDC 28 CFSP/PESC 41 MAMA 13 RELEX 35 CONUN 10
CSC 12 EUNAVFOR MED 3 PSC DEC 3
5002/2/16 REV 2 CSDP/PSDC 1 CFSP/PESC 1 MAMA 1 RELEX 1 CONUN 1
CSC 1 EUNAVFOR MED 1 PSC DEC 1
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