



Brussels, 20 November 2017
(OR. en)

14558/17

CRS CRP 40

SUMMARY RECORD

Subject: 2646th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 25 and 27 October 2017

I. Adoption of the agenda

13580/1/17 REV 1 OJ CRP2 35 + REV 1 ADD 1 + REV 1 ADD 2
13561/17 OJ CRP1 36

The Committee adopted the 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 25 OCTOBER 2017

2. (poss.) **Follow-up** to the Council meeting (**General Affairs**) on 17 October 2017

The above-mentioned item was withdrawn.

3. **Presentation of the agenda** of the Council meeting (**General Affairs**) on 20 November 2017

The Presidency presented the main points on the agenda.

4. **Follow-up to the European Council** on 19 October 2017

The Committee took note of the main outcomes of the **European Council**.

5. (poss.) **Follow-up** to the Council meeting (**Foreign Affairs**) on 16 October 2017

The above-mentioned item was withdrawn.

6. **Presentation of the agenda** of the Council meeting (**Foreign Affairs + Defence**) on 13 November 2017

The EEAS presented the main points on the agenda.

7. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 230/2014 of the European Parliament and of the Council establishing an **instrument contributing to stability and peace** (CBSD amendment) (**First reading**)

= Confirmation of the final compromise text with a view to agreement

13526/1/17 CORLX 473 DEVGEN 237 FIN 640 ACP 113 CADREFIN 101
CODUN 37 CIVCOM 202 POLMIL 119 CODEC 1644 REV1

The Committee discussed this topic and agreed to revert to it at its session on 27 October 2017.

8. **Fifth African Union - European Union Summit**, 29-30 November 2017, Abidjan

= State of play of preparations

The Committee took stock of the state of play of preparations.

9. **EU- Chile Modernised Association Agreement**

Joint Recommendation for a Council Decision authorising the European Commission and the High Representative of the Union for Foreign Affairs and Security Policy to open negotiations and negotiate a modernised Association Agreement with the Republic of Chile

- Draft Council Decision
- Draft Decision of the representatives of the Governments of the Member States
- Negotiating Directives

= Adoption

9536/17 CFSP/PESC 448 COLAC 42 RELEX 449 WTO 118 **EU RESTRICTED**
+ ADD 1 **EU RESTRICTED**

13386/17 COLAC 101 CFSP/PESC 884 RELEX 863 WTO 245

13394/17 COLAC 102 CFSP/PESC 885 RELEX 864 WTO 246

13396/17 COLAC 103 CFSP/PESC 886 RELEX 865 WTO 247

EU RESTRICTED

13402/17 COLAC 105 CFSP/PESC 897 RELEX 872 WTO 248

The Committee discussed the EU-Chile Modernised Association Agreement and agreed to revert to this issue at one of its next meetings.

10. **Presentation of the agenda** of the Council meeting (**Foreign Affairs/Trade**) on 10 November 2017

The Presidency presented the main points on the agenda.

11. **Presentation of the agenda** of the Council meeting (**General Affairs/Cohesion**) on 15 November 2017

The Presidency presented the main points on the agenda.

12. **Presentation of the agenda** of the Council meeting (**Economic and Financial Affairs/Budget**) on 17 November 2017

The Presidency presented the main points on the agenda.

13. **European Fund for Strategic Investments (EFSI 2.0)**

Proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) No 1316/2013 and (EU) 2015/1017 as regards the extension of the duration of the European Fund for Strategic Investments as well as the introduction of technical enhancements for that Fund and the European Investment Advisory Hub 2016/0276 (COD) **(First reading)**

= Preparation for the trilogue

The Committee agreed on a mandate for the forthcoming trilogue.

14. **Eurojust Regulation:** Proposal for a Regulation on the European Union Agency for Criminal Justice Cooperation (Eurojust) **(First reading)**

= Mandate for negotiations with the European Parliament

13127/17 EUROJUST 153 EPPO 40 CATS 103 COPEN 297 CSC 229
CODEC 1573

The Committee agreed on a further mandate for negotiations with the European Parliament.

15. **Freezing and Confiscation Regulation:** Proposal for a Regulation of the European Parliament and of the Council on the mutual recognition of freezing and confiscation orders

= State of play and guidance for further work **(First reading)**

13293/17 JAI 922 COPEN 301 DROIPEN 138 IA 157 CODEC 1603

The Committee held a discussion on the form of the legal act and agreed that further work was necessary on this issue.

16. (poss.) **Follow-up** to the Council meeting (**Justice and Home Affairs**) on 12-13 October 2017

The above-mentioned item was withdrawn.

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7. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 230/2014 of the European Parliament and of the Council establishing an **instrument contributing to stability and peace** (CBSD amendment) (**First reading**)
= Confirmation of the final compromise text with a view to agreement
13526/1/17 CORLX 473 DEVGEN 237 FIN 640 ACP 113 CADREFIN 101
CODUN 37 CIVCOM 202 POLMIL 119 CODEC 1644 REV1

The Committee continued its examination of this issue and confirmed of the final compromise text with a view to agreement.

17. **Preparation** of the Council meeting (**Economic and Financial Affairs**) on 7 November 2017

a) **VAT e-commerce package**

- Proposal for a Council Directive amending Directive 2006/112/EC and Directive 2009/132/EC as regards certain VAT obligations for supplies of services and distance sales of goods
- Proposal for a Council Implementing Regulation amending Implementing Regulation (EU) No 282/2011 laying down implementing measures for Directive 2006/112/EC on the common system of VAT
- Proposal for a Council Regulation amending Regulation (EU) No 904/2010 on administrative cooperation and combating fraud in the field of value added tax
= General approach
13376/17 FISC 231 ECOFIN 848 UD 232
13375/17 FISC 230 ECOFIN 847 UD 230

The Committee prepared this item for the Council meeting.

b) **Review of the European System of Financial Supervision**

- Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 1093/2010 establishing a European Supervisory Authority (European Banking Authority); Regulation (EU) No 1094/2010 establishing a European Supervisory Authority (European Insurance and Occupational Pensions Authority); Regulation (EU) No 1095/2010 establishing a European Supervisory Authority (European Securities and Markets Authority); Regulation (EU) No 345/2013 on European venture capital funds; Regulation (EU) No 346/2013 on European social entrepreneurship funds; Regulation (EU) No 600/2014 on markets in financial instruments; Regulation (EU) 2015/760 on European long-term investment funds; Regulation (EU) 2016/1011 on indices used as benchmarks in financial instruments and financial contracts or to measure the performance of investment funds; and Regulation (EU) 2017/1129 on the prospectus to be published when securities are offered to the public or admitted to trading on a regulated market (**First reading**)
- Proposal for a Directive of the European Parliament and of the Council amending Directive 2014/65/EU on markets in financial instruments and Directive 2009/138/EC on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II) (**First reading**)

- Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 1092/2010 on European Union macro-prudential oversight of the financial system and establishing a European Systemic Risk Board (**First reading**)
 - = Presentation by the Commission and exchange of views
 - 12420/17 EF 199 ECOFIN 736 SURE 35 CODEC 1432
 - + ADD 1
 - + ADD 2
 - 12422/17 EF 200 ECOFIN 737 SURE 36 CODEC 1434
 - 12430/17 EF 201 ECOFIN 738 SURE 37 CODEC 1435
 - + ADD 1
 - 13447/17 ECOFIN 860 EF 238 SURE 42

The Committee prepared this item for the Council meeting.

- c) **Follow-up to the G20 Meeting of Finance Ministers and Central Bank Governors and of the IMF Annual meetings between 12 and 15 October in Washington**
 - = Information from the Presidency and the Commission

The Committee prepared this item for the Council meeting.

- d) **European Court of Auditors' annual report on the implementation of the budget of the European Union for the financial year 2016**
 - = Presentation

The Committee prepared this item for the Council meeting.

- e) **Statistics**
 - EU statistics
 - ESGAB Report on the implementation of the European Statistics Code of Practice
 - = Draft Council conclusions
 - 13146/17 ECOFIN 817 UEM 269 STATIS 65
 - 13372/17 ECOFIN 844 UEM 281 STATIS 68
 - 13472/17 ECOFIN 863 UEM 293 STATIS 69

The Committee prepared this item for the Council meeting.

- f) Other items in connection with the Council meeting

The Presidency provided further information with regard to the Council.

COREPER (PART 1)

61. Waste package (First reading) (Legislative deliberation)

- a) Proposal for a Directive of the European Parliament and of the Council amending Directives 2000/53/EC on end-of-life vehicles, 2006/66/EC on batteries and accumulators and waste batteries and accumulators, and 2012/19/EU on waste electrical and electronic equipment
 - b) Proposal for a Directive of the European Parliament and of the Council amending Directive 1999/31/EC on the landfill of waste
 - c) Proposal for a Directive of the European Parliament and of the Council amending Directive 2008/98/EC on waste
 - d) Proposal for a Directive of the European Parliament and of the Council amending Directive 94/62/EC on packaging and packaging waste
- = Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 25 October 2017.

62. Proposal for a Regulation of the European Parliament and of the Council amending Directive 2003/87/EC to continue current **limitations of scope for aviation activities** and to prepare to implement a global market-based measure from 2021 (First reading) (Legislative deliberation)

- = Analysis of the final compromise text with a view to agreement
13400/17 CLIMA 285 ENV 859 AVIATION 136 MI 725 IND 265 ENER 410
CODEC 1620

The Committee endorsed the text of the final compromise and mandated the Presidency to inform the European Parliament that, should the European Parliament adopt its position at first reading in accordance with this compromise (subject to revision by the legal linguists), the Council would approve the European Parliament's position and the act shall be adopted.

63. Proposal for a Regulation of the European Parliament and of the Council on binding annual greenhouse gas emission reductions by Member States from 2021 to 2030 for a resilient Energy Union and to meet commitments under the Paris Agreement and amending Regulation No 525/2013 of the European Parliament and the Council on a mechanism for **monitoring and reporting greenhouse gas emissions** and other information relevant to climate change (First reading) (Legislative deliberation)

- = Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 26 October 2017.

64. Proposal for a Directive of the European Parliament and of the Council establishing the **European Electronic Communications Code** (recast) (**First reading**) (**Legislative deliberation**)

= Presidency briefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 25 October 2017.

65. Proposal for a Regulation of the European Parliament and of the Council on addressing unjustified **geo-blocking** and other forms of discrimination based on customers' nationality, place of residence or place of establishment within the internal market and amending Regulation (EC) No 2006/2004 and Directive 2009/22/EC (**First reading**) (**Legislative deliberation**)

= Preparation for the trilogue

13311/17 MI 719 TELECOM 239 DIGIT 212 CONSOM 323 IND 260
COMPET 677 ENT 210 POSTES 17 JUSTCIV 244 PI 121
CODEC 1606

+ COR 1

13313/17 MI 720 TELECOM 240 DIGIT 213 CONSOM 324 IND 261
COMPET 678 ENT 211 POSTES 18 JUSTCIV 245 PI 122
CODEC 1607

The Committee discussed the proposed mandate. The Presidency will explore possible next steps and the Committee might revert.

66. Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of **audiovisual media services** in view of changing market realities (**First reading**) (**Legislative deliberation**)

= Preparation for the trilogue

13507/17 AUDIO 113 DIGIT 217 CONSOM 328 TELECOM 244 CODEC 1639

The Committee agreed on a mandate for the forthcoming trilogue.

67. **Setting** of the provisional **agenda** for the Council meeting (**Education, Youth, Culture and Sport**) on 20 and 21 November 2017

The Committee agreed on the provisional agenda for the forthcoming Council meeting.

68. Proposal for a Regulation of the European Parliament and of the Council on common rules in the field of civil aviation and establishing a **European Union Aviation Safety Agency**, and repealing Regulation (EC) No 216/2008 of the European Parliament and of the Council (**First reading**) (**Legislative deliberation**)

= Presidency briefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 26 October 2017.

69. **Preparation** for the Council meeting (**Agriculture and Fisheries**) on 6 November 2017

- Report on the sustainable use of **pesticides** (*Non-legislative activity*)
 - = Presentation by the Commission and exchange of views
- 13138/17 AGRI 543 ENV 839 PHYTOSAN 19 PESTICIDE 3
13438/17 AGRI 567 ENV 860 PHYTOSAN 21 PESTICIDE 5

The Committee prepared this item for Council.

70. Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/31/EU on the **energy performance of buildings (First reading)**
(Legislative deliberation)

- = Preparation for the trilogue
- 12965/17 ENER 390 ENV 817 TRANS 397 ECOFIN 795 RECH 326
CODEC 1535
+ COR 1
+ COR 2

The Committee agreed on a mandate for the forthcoming trilogue.

71. Proposal for a Directive of the European Parliament and of the Council on the promotion of the use of **energy from renewable sources** (recast) **(First reading)**
(Legislative deliberation)

- = Guidance for further work
- 8697/2/17 ENER 149 CLIMA 106 CONSOM 165 TRANS 159 AGRI 237
IND 97 ENV 394 CODEC 365 REV 2
+ REV 2 COR 1
+ REV 2 ADD 1

The Committee provided guidance for further work on aspects related to renewable energy in the transport sector. The Working Party will continue its work with a view to preparing a general approach in Council.

72. Proposal for a Regulation of the European Parliament and of the Council on the **Governance of the Energy Union**, amending Directive 94/22/EC, Directive 98/70/EC, Directive 2009/31/EC, Regulation (EC) No 663/2009, Regulation (EC) No 715/2009, Directive 2009/73/EC, Council Directive 2009/119/EC, Directive 2010/31/EU, Directive 2012/27/EU, Directive 2013/30/EU and Council Directive (EU) 2015/652 and repealing Regulation (EU) No 525/2013 **(First reading) (Legislative deliberation)**

- = Guidance for further work
- 7204/2/17 ENER 109 CLIMA 61 CODEC 365 REV 2

The Committee provided guidance for further work on aspects related to renewable energy in the draft Governance Regulation. The Working Party will continue its work with a view to preparing a general approach in Council.

IV. Any other business

COREPER (PART 2)

- EFSI 2.0

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 26 October 2017. The Committee could support the latest compromise proposal on the text of Recitals 10 and 14.

- EU Trust Fund for Africa (North African Window)

The Presidency informed the Committee that it intends to hold a discussion on the EU Trust Fund for Africa at the Committee's meeting on 8 November 2017, during the European Council follow-up point under the heading of GAC Preparation.

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None.

"I" items approvedCOREPER (PART 2)WEDNESDAY 25 OCTOBER 2017

18. Cases before the Court of Justice of the EU
Judgments in Cases C-599/14 P (Council v. LTTE) and C-79/15 P (Council v. Hamas)
13136/17 JUR 477 CORLX 448 CFSP/PESC 863 COTER 102
19. Case before the General Court of the EU
Case T-477/17, George Haswani vs Council
= Information note for the Permanent Representatives Committee (Part 2)
13174/17 JUR 480 CORLX 449 MOG 70 CONOP 77 CFSP/PESC 864
20. Case before the General Court of the EU
Case T-506/17, Rami Makhoul vs Council
= Information note for the Permanent Representatives Committee (Part 2)
13462/17 JUR 492 CORLX 470 MOG 71 CONOP 79 CFSP/PESC 903
21. Judgement of the Court of 14 September 2017 in Case C-18/16, K. vs Staatssecretaris van
Veiligheid en Justitie
Request for a preliminary ruling concerning the validity of Article 8(3), first subparagraph,
points a) and b), of the "reception conditions directive" (2013/33/EU)
= Information note for the Permanent Representatives Committee (Part 2)
13189/17 JUR 482 JAI 901 ASILE 72 MIGR 202
22. Draft Council Decision appointing a member, proposed by the Kingdom of Spain, of the
European Economic and Social Committee
= Adoption
13083/17 CES 26
13082/17 CES 25
23. Draft Council Decision appointing an alternate member, proposed by the Republic of Finland,
of the Committee of the Regions
= Adoption
13289/17 CDR 157
13288/17 CDR 156
24. Draft Council Decision appointing a member and two alternate members, proposed by the
Kingdom of Belgium, of the Committee of the Regions
= Adoption
13326/17 CDR 160
13325/17 CDR 159
25. European Court of Auditors' Special Report No 13/2017: A single European rail traffic
managements system: will the political choice ever become reality?
= Designation of a Working Party
13331/17 FIN 625 TRANS 417

26. Proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund (application from Italy EGF/2017/004 IT/Almaviva),
and
Proposal for transfer of appropriations No DEC 19/2017 within Section III - Commission - of the general budget for 2017
= Approval
13276/17 FIN 622 INST 377 PE-L 44
27. Proposal for transfer of appropriations No DEC 20/2017 (Section III - Commission) (Art. 27 FR)
= Approval
13255/17 FIN 619 INST 374 PE-L 42
28. Proposal for transfer of appropriations No DEC 1/2017 (Section VII - Committee of the Regions) (Art. 27 FR)
= Approval
13256/17 FIN 620 INST 375 PE-L 43
29. Draft joint statement on the European Public Prosecutor's Office (EPPO)
= Approval
13380/17 FIN 628 EPPO 41 EUROJUST 157 CATS 106 COPEN 305 GAF 45
CSC 235 INST 381
30. Submission for approval of the new draft designs of the Portuguese 2 euro commemorative coins
13018/17 ECOFIN 803 UEM 264
31. Draft Council conclusions on Climate Finance
= Adoption
13101/17 ECOFIN 812 ENV 836 CLIMA 273 FIN 611
+ ADD 1
32. Draft Council Implementing Decision amending Implementing Decision 2012/232/EU authorising Romania to apply measures derogating from Article 26(1)(a) and Article 168 of Directive 2006/112/EC on the common system of value added tax
= Adoption
13373/17 FISC 228 ECOFIN 845
12967/17 FISC 216 ECOFIN 797
33. Draft Council Implementing Decision authorising the Kingdom of the Netherlands to introduce a special measure derogating from Article 193 of Directive 2006/112/EC on the common system of value added tax
= Adoption
13374/17 FISC 229 ECOFIN 846
12968/17 FISC 217 ECOFIN 798

34. Commission Delegated Regulation (EU) .../... of 14.9.2017 on the final system of contributions to the administrative expenditures of the Single Resolution Board
 = Delegated act - Intention not to raise objections
 13328/17 EF 237 ECOFIN 839 DELACT 190
 12266/17 EF 195 ECOFIN 726 DELACT 158
35. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 1303/2013 as regards the changes to the resources for economic, social and territorial cohesion and to the resources for the investment for growth and jobs goal and for the European territorial cooperation goal (**First reading**)
 = Mandate for negotiations with the European Parliament
 13333/17 FSTR 70 FC 80 REGIO 99 SOC 648 AGRISTR 93 PECHE 391
 CADREFIN 99 POLGEN 133 CODEC 1609
36. Public access to documents - Reply to confirmatory application No 20/c/01/17
 = Approval
 12278/17 API 111 INF 157
37. Proposal for a Directive of the European Parliament and of the Council on combating fraud and counterfeiting of non-cash means of payment and replacing Council Framework Decision 2001/413/JHA
 = Decision to consult an institution or body
 13208/17 DROIPEN 134 CYBER 146 JAI 904 TELECOM 233 MI 710 IA 154
 CODEC 1592
38. Draft Council conclusions on European Legislation Identifier (ELI)
 = Adoption
 12021/17 EJUSTICE 99 JURINFO 40 JUSTCIV 202
 9855/17 JURINFO 29
 + COR 1 (nl)
 + REV 1 (de, hu)
 + REV 2 (es)
39. Draft EU common position on the process towards 2019 global drug policy review
 = Approval
 13444/17 CORDROGUE 129 SAN 362 ENFOPOL 468 RELEX 877 JAI 935
 13439/17 CORDROGUE 128 SAN 361 ENFOPOL 467 RELEX 874 JAI 934
40. Draft Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Austria on the application of the Schengen acquis in the field of temporary reintroduction of border control at the internal border with Hungary and absence of border control at the internal border with Italy
 = Adoption
 13368/17 SCH-EVAL 251 FRONT 431 COMIX 701
 13367/17 SCH-EVAL 250 FRONT 430 COMIX 700

41. Draft Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of France on the application of the Schengen acquis in the field of the common visa policy
= Adoption
13356/17 SCH-EVAL 247 VISA 398 COMIX 697
13355/17 SCH-EVAL 246 VISA 397 COMIX 696
42. Draft Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2016 evaluation of Croatia in view of fulfilling the conditions necessary for the application of the Schengen acquis in the field of legislation on firearms
= Adoption
13360/17 SCH-EVAL 249 ENFOPOL 460 COMIX 699
13359/17 SCH-EVAL 248 ENFOPOL 459 COMIX 698
43. Draft Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2017 evaluation of Iceland on the application of the Schengen acquis in the field of the common visa policy
= Adoption
13352/17 SCH-EVAL 245 VISA 396 COMIX 695
13351/17 SCH-EVAL 244 VISA 395 COMIX 694
44. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and Antigua and Barbuda
= Adoption
and
Proposal for a Council Decision on the conclusion of the same Agreement
= Request by the Council for the consent of the European Parliament
13132/17 VISA 388 COLAC 100 COAFR 267
12381/17 VISA 347 COLAC 76
12382/17 VISA 348 COLAC 77
12383/17 VISA 349 COLAC 78
45. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and the Commonwealth of the Bahamas
= Adoption
and
Proposal for a Council Decision on the conclusion of the same Agreement
= Request by the Council for the consent of the European Parliament
13132/17 VISA 388 COLAC 100 COAFR 267
12387/17 VISA 353 COLAC 82
12388/17 VISA 354 COLAC 83
12389/17 VISA 355 COLAC 84

46. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and Barbados
 = Adoption
 and
 Proposal for a Council Decision on the conclusion of the same Agreement
 = Request by the Council for the consent of the European Parliament
 13132/17 VISA 388 COLAC 100 COAFR 267
 12384/17 VISA 350 COLAC 79
 12385/17 VISA 351 COLAC 80
 12386/17 VISA 352 COLAC 81
47. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and the Republic of Mauritius
 = Adoption
 and
 Proposal for a Council Decision on the conclusion of the same Agreement
 = Request by the Council for the consent of the European Parliament
 13132/17 VISA 388 COLAC 100 COAFR 267
 12394/17 VISA 359 COAFR 250
 12395/17 VISA 360 COAFR 251
 12396/17 VISA 361 COAFR 252
48. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and the Republic of Seychelles
 = Adoption
 and
 Proposal for a Council Decision on the conclusion of the same Agreement
 = Request by the Council for the consent of the European Parliament
 13132/17 VISA 388 COLAC 100 COAFR 267
 12397/17 VISA 362 COAFR 253
 12398/17 VISA 363 COAFR 254
 12399/17 VISA 364 COAFR 255
49. Draft Council Decision on the signing of the Agreement amending the short-stay visa waiver Agreement between EU and the Federation of Saint Kitts and Nevis
 = Adoption
 and
 Proposal for a Council Decision on the conclusion of the same Agreement
 = Request by the Council for the consent of the European Parliament
 13132/17 VISA 388 COLAC 100 COAFR 267
 12390/17 VISA 356 COLAC 85
 12391/17 VISA 357 COLAC 86
 12393/17 VISA 358 COLAC 87

50. Draft Council Decision on the conclusion, on behalf of the European Union and its Member States, of the Third Additional Protocol to the Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part, to take account of the accession of the Republic of Croatia to the European Union

= Adoption

6747/17 COLAC 21 WTO 47 CFSP/PESC 193 ELARG 19 UD 60

+ ADD 1

6748/17 COLAC 22 WTO 48 CFSP/PESC 194 ELARG 20 UD 61

6750/17 COLAC 23 WTO 49 CFSP/PESC 195 ELARG 21 UD 62

+ COR 1 (et)

6905/17 COLAC 25 WTO 55 CFSP/PESC 218 ELARG 22 UD 66

+ COR 1 (da)

+ COR 2 (sl)

+ COR 3 (pt)

+ COR 4 (hu)

+ REV 1 (et)

+ REV 2 (fi)

51. AU-EU Memorandum of Understanding for a renewed Partnership in Peace and Security
- Authorization to open negotiations

= Approval

13316/17 COAFR 274 MAMA 174 CFSP/PESC 879 CSDP/PSDC 558 CT 104

COTER 104 POLMIL 118 CIVCOM 197 PROCIV 80 COMAR 34

DEVGEN 229 COHOM 116

53. Relations with Georgia

Draft Council Decision on the position to be taken on behalf of the European Union within the Association Council established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part, with regard to the adoption of the EU-Georgia Association Agenda

= Adoption

13305/17 COEST 267

9914/17 COEST 121

10056/17 COEST 128

+ COR 1

+ COR 2

54. Relations with Armenia

- Draft Council Decision on the signing, on behalf of the Union, and provisional application of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part
and
Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part
= Adoption
- Draft Council Decision on the conclusion, on behalf of the Union, of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part
= Approval
- Draft Council Decision approving the conclusion by the European Commission, on behalf of the European Atomic Energy Community, of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part
= Adoption
13434/17 COEST 273 CFSP/PESC 904 JAI 938 WTO 249
+ COR 1
12542/17 COEST 242 CFSP/PESC 819 JAI 830 WTO 209
12543/17 COEST 243 CFSP/PESC 820 JAI 831 WTO 210
12547/17 COEST 244 CFSP/PESC 821 JAI 832 WTO 21
12548/17 COEST 245 CFSP PESC 822 JAI 833 WTO 212
+ ADD 1 - 5
13435/17 COEST 274 CFSP/PESC 905 JAI 939 WTO 250

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52. Second Meeting of the EU-Kosovo^{*} Stabilisation And Association Council (Brussels, 17 November 2017)
Draft Common Position of the European Union
= Establishment of the EU position
13020/17 COWEB 120
(transferred from Wednesday 25 October 2017)
55. Draft Council conclusions on the Union's facility providing medium-term financial assistance for Member States' balances of payments pursuant to Council Regulation (EC) No 332/2002
= Adoption
13150/17 ECOFIN 818 UEM 270

* 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.

56. European Economic Area
Establishment of the European Union's common position for the 48th meeting of the EEA Council (Brussels, 14 November 2017)
= Establishment of the EU position
13420/17 EEE 45
82. EU-Central Asia Ministerial - draft Joint Communiqué
= Approval
13648/17 CFSP/PESC 925 COEST 283
83. Council Decision appointing the European Union Special Representative for the South Caucasus and the crisis in Georgia
= Adoption
13745/17 CORLX 498 CFSP/PESC 941 COEST 285 CSC 246
11387/17 CORLX 358 CFSP/PESC 698 COEST 194 CSC 183

COREPER (PART 1)

73. Replies to written questions put to the Council by Members of the European Parliament
= Adoption by silence procedure
- a) E-004389/2017 - Neena Gill (S&D)
Implementation of EU Common Position on arms exports
13295/17 PE-QE 223
 - b) E-004621/2017 - Tom Vandenkendelaere (PPE)
Road toll stickers (vignettes) in Europe
12788/17 PE-QE 207
 - c) E-004652/2017 - Werner Langen (PPE)
BEREC oversteps its remit
13296/17 PE-QE 224
 - d) E-005018/2017 - Evelyn Regner (S&D)
BEPS
12690/17 PE-QE 205
74. Commission Regulation (EU) .../... of XXX implementing Regulation (EC) No 1338/2008 of the European Parliament and of the Council as regards statistics based on the European Health Interview Survey (EHIS)
= Decision not to oppose adoption
13220/17 SAN 354 STATIS 66 SOC 641
12781/17 SAN 336 STATIS 55 SOC 613
75. IMO – Draft Union submission to be submitted to the 5th session of the Sub-Committee on Pollution Prevention and Response (PPR 5) of the IMO in London from 5 - 9 February 2018 concerning review of the 2015 Guidelines for Exhaust Gas Cleaning Systems (Resolution MEPC.259(68))
Guidance on accidental breakdown, instrument malfunction and perceived temporary non-compliance and transient performance of Exhaust Gas Cleaning Systems (EGCS)
= Endorsement
12956/17 MAR 168 OMI 39 ENV 813
13345/17 MAR 175 OMI 40 ENV 856
+ ADD 1

Statement by the Commission

"The Commission considers that the above mentioned "Union submissions" to be submitted to the IMO is covered by EU exclusive competence. Submission of proposals to the IMO on issues of EU competence is an act of external representation and should be made by the Commission on behalf of the EU to IMO and should therefore be sent to the IMO by the Commission.

In the view of the Commission, the procedural arguments against presenting submissions to the IMO by the Commission on behalf of the EU are not convincing as there is no evidence to suggest that the IMO, as a specialized agency of the United Nations, would be in a position to reject such a submission.

The Commission thus maintains its position that the Treaty provisions on external representation of the Union should be applied and, consequently, to present the submission in question to the IMO by the European Commission on behalf of the European Union is the only legally correct way forward. In case of non-respect of the above rules, the Commission reserves all its rights in this regard."

76. IMO – Draft Union submission to be submitted to the 5th session of the Sub-Committee on Pollution Prevention and Response (PPR 5) of the IMO in London from 5 - 9 February 2018 concerning review of the 2015 Guidelines for Exhaust Gas Cleaning Systems (Resolution MEPC.259(68))

Proposal for amendments to the 2015 Guidelines for Exhaust Gas Cleaning Systems

= Endorsement

12949/17 MAR 167 OMI 38 ENV 811

13350/17 MAR 176 OMI 41 ENV 857

+ ADD 1

Statement by the Commission

"The Commission considers that the above mentioned "Union submissions" to be submitted to the IMO is covered by EU exclusive competence. Submission of proposals to the IMO on issues of EU competence is an act of external representation and should be made by the Commission on behalf of the EU to IMO and should therefore be sent to the IMO by the Commission.

In the view of the Commission, the procedural arguments against presenting submissions to the IMO by the Commission on behalf of the EU are not convincing as there is no evidence to suggest that the IMO, as a specialized agency of the United Nations, would be in a position to reject such a submission.

The Commission thus maintains its position that the Treaty provisions on external representation of the Union should be applied and, consequently, to present the submission in question to the IMO by the European Commission on behalf of the European Union is the only legally correct way forward. In case of non-respect of the above rules, the Commission reserves all its rights in this regard."

77. UNEA 3 Commitments

List of voluntary commitments to be submitted on behalf of the European Union to the Third Session of the UN Environment Assembly of UNEP (Nairobi, 4-6 December 2017)

= Endorsement

13491/17 ENV 864 DEVGEN 232 ONU 140

78. Preparation for the 212th session of the ICAO Council (Montreal, 30 October - 17 November 2017)

European Union coordination of a common position

= Approval

13468/17 AVIATION 138 ENV 865 RELEX 880

79. Draft Council conclusions on Customs Governance on the way forward of developing customs IT systems
= Adoption
13556/17 UD 240
13543/17 UD 239
80. Draft Council Decision on the position to be adopted, on behalf of the European Union, with regard to proposals of quality standards for fruit and vegetables to be adopted in the United Nations Economic Commission for Europe - Working Party on Agricultural Quality Standards (UNECE-WP 7)
= Adoption
13123/17 AGRI 542 UNECE 14
13234/17 AGRI 551 UNECE 17
81. Proposal for a Decision of the European Parliament and of the Council amending Directive 2010/40/EU as regards the period for adopting delegated acts (**First reading**) (**Legislative deliberation**)
= Confirmation of the final compromise text with a view to agreement
13156/17 TRANS 408 DELACT 86 CODEC 1625
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