



Brussels, 24 October 2019  
(OR. en)

13378/19  
CRS CRP 33

**SUMMARY RECORD**  
PERMANENT REPRESENTATIVES COMMITTEE  
2 October 2019

**I. Adoption of the agenda**

12606/19 OJ CRP1 33 + COR 1  
12647/1/19 REV 1 OJ CRP2 33

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 1)**

**Employment, Social Policy, Health and Consumer Affairs**

2. Meeting of the Council (Employment, Social Policy, Health and Consumer Affairs)  
on 24 October 2019: Agenda

The Presidency presented the main points on the agenda.

**Agriculture and Fisheries**

3. Meeting of the Council (Agriculture and Fisheries) on 14 and 15 October 2019: Preparation

1. EU Forest Strategy post-2020  
*Exchange of views*

12491/19

The Committee prepared this item for the Council.

2. Communication on stepping up EU action to protect and restore the world's forests  
*Presentation by the Commission*  
*Exchange of views*

12492/19 + COR 1  
11449/1/19 REV 1  
+ REV 1 ADD 2-3

The Committee prepared this item for the Council.

### **Transport**

4. Regulation on electronic freight transport information (eFTI)  
*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 September 2019.

## COREPER (PART 2)

### Justice and Home Affairs

14. Meeting of the Council (Justice and Home Affairs) on 7 and 8 October 2019: Preparation

- a) Migration: State of play<sup>1</sup> 11860/19  
*Exchange of views*

The Committee prepared this item for the Council.

- b) Implementation of Interoperability 11847/19  
*Exchange of views* 12429/19

The Committee prepared this item for the Council.

- g) Conclusions on combating the sexual abuse of children 12326/19  
*Adoption*

The Committee prepared this item for the Council.

- h) Counter-terrorism: Right-wing violent extremism and terrorism 12494/19  
*Policy debate*

The Committee prepared this item for the Council.

- i) New technologies and Internal Security 12496/19  
*Policy debate*

The Committee prepared this item for the Council.

- j) Hybrid threats and Internal Security 12495/19  
*Policy debate*

The Committee prepared this item for the Council.

- c) EU Action against corruption 12276/19  
*Exchange of views*

The Committee prepared this item for the Council.

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<sup>1</sup> Exceptionally, in the presence of the Schengen Associated States

d) e-evidence 12318/19 R-UE

i) Negotiations for EU US agreement on cross-border access to e-evidence  
*State of play*

ii) Negotiations on a second additional Protocol to the Budapest Convention  
*State of play*

The Committee prepared this item for the Council.

f) EPPO - Setting up of the European Public Prosecutors Office 12507/19  
*State of play*

The Committee prepared this item for the Council.

e) Assessment of the Code of Conduct on Hate Speech on line 12522/19  
*State of play*

The Committee prepared this item for the Council.

k) Other items in connection with the Council meeting

The Presidency provided further information regarding the Council meeting.

### **Economic and Financial Affairs**

15. Meeting of the Council (Economic and Financial Affairs) on 10 October 2019: Preparation

a) European Court of Auditors' annual report on the implementation of the budget of the European Union for the financial year 2018  
*Presentation*

The Committee prepared this item for the Council.

b) Implementation of the Anti-Money Laundering Action Plan 11514/19 + ADD1  
*State of play/Exchange of views* 11516/19  
11517/19  
11518/19  
12416/19

The Committee prepared this item for the Council.

- c) Anti-Money Laundering Directive: Policy towards "high-risk third countries"  
*Exchange of views* 12418/19

The Committee prepared this item for the Council.

- d) European Semester 2019 – Lessons learnt  
*Exchange of views* 12465/19

The Committee prepared this item for the Council.

- e) Preparation of the G20 and IMF meetings in Washington on 17-19 October 2019

- i) G20 EU Terms of Reference 12486/19

#### Statement by Estonia

"Regarding item 4 of the EU ToR for the G20 on the digital economy taxation, specifically the last sentence, Estonia would have had a strong preference for a more general wording. We in any case reiterate that the text of the ToR is without any prejudice to the outcome of the discussions in OECD."

- ii) Statement to the IMFC  
*Approval* 12488/19

- iii) Coalition of Finance Ministers for Climate Action  
*Information by the Finnish co-chair*

The Committee prepared this item for the Council.

- f) Other items in connection with the Council meeting

The Presidency provided further information regarding the Council meeting.

### **General Affairs**

16. Meeting of the Council (General Affairs) on 15 October 2019:  
Preparation

- a) Preparation of the European Council on 17-18 October 2019: Guidelines  
*Exchange of views* 11952/19

The Committee examined the draft guidelines for the conclusions of the upcoming European Council meeting on 17-18 October 2019.

- b) Enlargement and Stabilisation and Association process -  
Albania and the Republic of North Macedonia  
*Exchange of views*  
Conclusions  
*Adoption*

12516/19

The Committee held an exchange of views and agreed to revert to this issue at its next session.

- c) Other items in connection with the Council meeting

The Presidency provided further information regarding the Council meeting.

#### **IV. Any other business**

##### **COREPER (PART 1)**

None.

##### **COREPER (PART 2)**

None

**"I" items approved****COREPER (PART 1)****Institutional Affairs****Written questions**

- |    |  |                   |
|----|--|-------------------|
| 5. | Replies to questions for written answer submitted to the Council by Members of the European Parliament<br><i>Adoption by silence procedure</i> | 12535/19<br>PE-QE |
|    | Urmas Paet (Renew)<br>"Freedom of competition"   | 11934/19          |

**Fisheries**

- |    |  |                   |
|----|--|-------------------|
| 6. | Brexit contingency proposal for a Regulation amending Regulation (EU) 2017/2403 as regards fishing authorisations for Union fishing vessels in United Kingdom waters and fishing operations of United Kingdom fishing vessels in Union waters<br><i>Approval of the Commission proposal text</i> | 12493/19<br>PECHE |
|----|--|-------------------|

**Employment and Social Policy**

- |    |   |   |
|----|---|---|
| 7. | Brexit contingency proposal for a Regulation amending Regulation (EU) No 1309/2013 on the European Globalisation Adjustment Fund (EGF) (2014-2020)<br><i>Approval of the Commission proposal text</i> | 12439/19<br>SOC   |
| 8. | Regulation on European Social Statistics<br><i>Adoption of the legislative act</i>  | 12459/1/19 REV 1<br>12459/19 ADD 1-2<br>PE-CONS 63/19<br>STATIS |

**Statement by the Commission**

"To ensure coherence and comparability of European social statistics, the Commission will reinforce cooperation with Union Agencies in line with article **14(2)** and the related recitals (12 and 33). This will include reinforced cooperation on statistical techniques, methodology, quality, new instruments and data sources."

**Statement by the Czech Republic**

"The Czech Republic supports the general aim of the IESS Regulation to make the data collection process more efficient and to improve the comparability and coherence of the data. But the Czech Republic remains convinced that the proposed addition of Article 6 is non-systematic since it separates two related subjects (the list and the names of variables on one hand and their description on the other hand). This leads to two different, difficult-to-coordinate legislative procedures and doubles the number of needed legislative acts for implementation of this Regulation.

The Czech Republic is convinced that the extension of scope of implementing regulation according to the provision in Article 7 can have a negative impact on capacity burden and costs of data collection.

The Czech Republic is of a strong opinion that the legal architecture should remain as it was concluded in the Council general approach.

Due to these reasons we cannot wholly embrace and support the compromise text and we will abstain from the vote."

## **Internal Market and Industry**

- |  |   |
|--|---|
| 9. Regulation on Union action following accession to the Geneva Act (Geographical Indications)<br><i>Adoption of the legislative act</i> | 12464/19<br>+ ADD 1<br>+ ADD 2 REV 1<br>PE-CONS 74/19<br>PI |
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### Statements by the Commission

#### - on the possible extension of EU geographical indication protection to non-agricultural products

"The Commission takes note of the European Parliament resolution of 6 October 2015 on the possible extension of EU geographical indication protection to non-agricultural products.

The Commission launched a study in November 2018 to get further economic and legal evidence on the protection of non-agricultural GIs within the Single Market, as a complement to a study of 2013, and to obtain further data on issues such as competitiveness, unfair competition, counterfeiting, consumer perceptions, costs/benefits as well as on the effectiveness of non-agricultural GI protection models in light of the proportionality principle.

In accordance with the principles of Better Regulation and to the commitments laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making, the Commission will examine the study as well as the report on the participation of the Union in the Geneva Act as referred to in the Article on monitoring and review of the Regulation on the action of the Union following its accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications and consider any possible next steps."

#### - on the procedure set out in Article 11(3) of the Regulation

"The Commission notes that whilst the procedure set out in Article 11(3) of the Regulation is a legal necessity given the exclusive competence of the Union it can nevertheless state that in the context of the current EU acquis any such intervention of the Commission would be exceptional and duly justified. During consultations with a Member State, the Commission will make every effort in order to resolve together with the Member State any concerns in order to avoid the issuing of a negative opinion. The Commission notes that any negative opinion would be notified in writing to the Member State concerned and pursuant to Article 296 TFEU would state the reasons on which it was based. The Commission would further note that a negative opinion would not preclude the submission of a further application concerning the same appellation of origin, if the reasons for the negative opinion have been duly addressed thereafter or are no longer applicable."



### Statement by Germany, France, Portugal and Poland

"Wir unterstützen den geplanten Beitritt der Europäischen Union zur Genfer Akte des Lissabonner Abkommens über Ursprungsbezeichnungen und geografische Angaben (sog. GIs), damit diese ihre ausschließliche Zuständigkeit für Ursprungsbezeichnungen und geografische Angaben im Lissabonner System ordnungsgemäß wahrnehmen kann. Mit dem Beitritt verpflichtet sich die EU zur Anerkennung eines Schutzregimes, das auch nicht-landwirtschaftliche Produkte umfasst. Der Schutz für Bezeichnungen für nicht-landwirtschaftliche Produkte muss deshalb schnellstmöglich in der EU geschaffen werden. Wir bitten die Kommission, einen solchen Verordnungsvorschlag nach dem Beitritt zur Genfer Akte zeitnah vorzulegen."

"Nous soutenons l'adhésion prévue de l'Union européenne à l'acte de Genève de l'arrangement de Lisbonne sur les appellations d'origine et les indications géographiques, afin que l'UE exerce comme il se doit sa compétence exclusive en matière d'appellations d'origine et d'indications géographiques dans le système de Lisbonne. Au moment de l'adhésion, l'UE sera tenue de reconnaître un système de protection s'étendant également aux produits non agricoles. Il est donc essentiel que les appellations et indications concernant les produits non agricoles se voient accorder une protection dans l'UE le plus rapidement possible. Nous demandons à la Commission de présenter rapidement une proposition de règlement après l'adhésion à l'acte de Genève."

"Apoiamos a adesão prevista da União Europeia ao Ato de Genebra do Acordo de Lisboa relativo às denominações de origem e às indicações geográficas (IG), a fim de exercer de forma adequada a sua competência exclusiva em matéria de denominações de origem e indicações geográficas no sistema de Lisboa. Após a adesão, a UE será obrigada a reconhecer um sistema de proteção que também inclui produtos não agrícolas. É, por conseguinte, fundamental garantir a proteção das denominações para produtos não agrícolas na UE o mais rapidamente possível. Solicitamos à Comissão que apresente uma proposta de regulamento nesse sentido logo após a adesão ao Ato de Genebra."

"Popieramy planowane przystąpienie Unii Europejskiej do Aktu genewskiego Porozumienia lizbońskiego w sprawie nazw pochodzenia i oznaczeń geograficznych, aby Unia była w stanie właściwie wykonywać swoją wyłączną kompetencję w odniesieniu do nazw pochodzenia i oznaczeń geograficznych zgodnie z systemem lizbońskim. Po przystąpieniu UE będzie zobowiązana do uznania systemu ochrony, który obejmuje również produkty nierolne. W związku z tym nazwy produktów nierolnych muszą jak najszybciej zostać objęte ochroną w UE. Zwracamy się do Komisji o przedłożenie takiego wniosku dotyczącego rozporządzenia wkrótce po przystąpieniu do Aktu genewskiego."

### Courtesy translation

"We support the European Union's planned accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (GIs), in order for it to properly exercise its exclusive competence for appellations of origin and geographical indications in the Lisbon system. Upon accession, the EU will undertake to recognise a protection system which covers non-agricultural products, too. It is therefore essential that designations for non-agricultural products be afforded protection in the EU as soon as possible. We ask the Commission to submit a proposal for a regulation to this effect shortly after the EU's accession to the Geneva Act."

### Statement by Denmark and Sweden

"Denmark and Sweden support the objective of ensuring a high level of protection and enforcement of intellectual property rights, though the primary focus should be on the fundamental intellectual property rights. We are still not convinced as to the potential of the EU's accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications. Denmark and Sweden can however accept the present compromise proposal, as the proposal does not go beyond the scope of the current protection under EU law."

### Statement by the Netherlands

"The Netherlands supports the European Union's planned accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (GIs), in order for it to properly exercise its exclusive competence for appellations of origin and geographical indications in the Lisbon system. The Netherlands accepts the present compromise proposal, as the proposal does not go beyond the scope of the current protection under EU law."

10. Council Decision on the accession of EU to the Geneva Act  
(Geographical Indications)  
*Adoption*

12384/19  
+ ADD 1 REV 1  
+ ADD 2  
6929/19  
PI

### Statement by the Commission

"The Commission notes that the Union has exclusive external competence on geographical indications and is acceding to the Geneva Act of the Lisbon Agreement as a Party on its own right. This follows from the ruling of the European Court of Justice of 25/10/2017 (case C-389/15- Commission v. Council). Given the EU's exclusive external competence, Member States are prevented from becoming Parties to the Geneva Act in their own right and should no longer themselves protect geographical indications newly registered by third country members of the Lisbon system. The Commission, mindful of the exceptional circumstances given that seven Member States have been Parties to the Lisbon Agreement for a long time, that they have extensive intellectual property registered under it and that a smooth transition is needed, would exceptionally have been ready to agree that, in this particular case, BG, CZ, SK, FR, HU, IT, PT could have been authorised to accede to the Geneva Act in the interest of the EU.

The Commission strongly objects to the Council's continued insistence on the possibility for all EU Member States which wish to do so to be authorized to ratify or accede to the Geneva Act alongside the Union, while giving as a reason the regularisation of the Union's voting rights in view of point (b)(ii) of Article 22(4) of the Geneva Act rather than the aforesaid exceptional circumstances.

Further, the Commission would like to recall that, given that the Union has exercised its internal competence for agricultural geographical indications, the EU Member States cannot have national agricultural GI protection systems of their own.

Therefore the Commission reserves its rights including the right to avail itself of legal remedies against the Council's decision and, in any event, considers that this case cannot constitute a precedent for any other existing or future international/WIPO agreements, in particular but not only where the EU has already ratified international agreements by itself on the basis of its exclusive competence."

### Joint statement by Germany, France, Portugal and Poland

"Wir unterstützen den geplanten Beitritt der Europäischen Union zur Genfer Akte des Lissabonner Abkommens über Ursprungsbezeichnungen und geografische Angaben (sog. GIs), damit diese ihre ausschließliche Zuständigkeit für Ursprungsbezeichnungen und geografische Angaben im Lissabonner System ordnungsgemäß wahrnehmen kann. Mit dem Beitritt verpflichtet sich die EU zur Anerkennung eines Schutzregimes, das auch nicht-landwirtschaftliche Produkte umfasst. Der Schutz für Bezeichnungen für nicht-landwirtschaftliche Produkte muss deshalb schnellstmöglich in der EU geschaffen werden. Wir bitten die Kommission, einen solchen Verordnungsvorschlag nach dem Beitritt zur Genfer Akte zeitnah vorzulegen."

"Nous soutenons l'adhésion prévue de l'Union européenne à l'acte de Genève de l'arrangement de Lisbonne sur les appellations d'origine et les indications géographiques, afin que l'UE exerce comme il se doit sa compétence exclusive en matière d'appellations d'origine et d'indications géographiques dans le système de Lisbonne. Au moment de l'adhésion, l'UE sera tenue de reconnaître un système de protection s'étendant également aux produits non agricoles. Il est donc essentiel que les appellations et indications concernant les produits non agricoles se voient accorder une protection dans l'UE le plus rapidement possible. Nous demandons à la Commission de présenter rapidement une proposition de règlement après l'adhésion à l'acte de Genève."

"Apoiamos a adesão prevista da União Europeia ao Ato de Genebra do Acordo de Lisboa relativo às denominações de origem e às indicações geográficas (IG), a fim de exercer de forma adequada a sua competência exclusiva em matéria de denominações de origem e indicações geográficas no sistema de Lisboa. Após a adesão, a UE será obrigada a reconhecer um sistema de proteção que também inclui produtos não agrícolas. É, por conseguinte, fundamental garantir a proteção das denominações para produtos não agrícolas na UE o mais rapidamente possível. Solicitamos à Comissão que apresente uma proposta de regulamento nesse sentido logo após a adesão ao Ato de Genebra."

"Popieramy planowane przystąpienie Unii Europejskiej do Aktu genewskiego Porozumienia lizbońskiego w sprawie nazw pochodzenia i oznaczeń geograficznych, aby Unia była w stanie właściwie wykonywać swoją wyłączną kompetencję w odniesieniu do nazw pochodzenia i oznaczeń geograficznych zgodnie z systemem lizbońskim. Po przystąpieniu UE będzie zobowiązana do uznania systemu ochrony, który obejmuje również produkty nierolne. W związku z tym nazwy produktów nierolnych muszą jak najszybciej zostać objęte ochroną w UE. Zwracamy się do Komisji o przedłożenie takiego wniosku dotyczącego rozporządzenia wkrótce po przystąpieniu do Aktu genewskiego."

### Courtesy translation

"We support the European Union's planned accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (GIs), in order for it to properly exercise its exclusive competence for appellations of origin and geographical indications in the Lisbon system. Upon accession, the EU will be obliged to recognise a protection system which also includes non-agricultural products. It is therefore essential that designations for non-agricultural products be afforded protection in the EU as quickly as possible. We ask the Commission to submit such a proposal for a regulation swiftly after accession to the Geneva Act."

### Statement by the Netherlands

"The Netherlands supports the European Union's planned accession to the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications (GIs), in order for it to properly exercise its exclusive competence for appellations of origin and geographical indications in the Lisbon system. The Netherlands accepts the present compromise proposal, as the proposal does not go beyond the scope of the current protection under EU law."

### Transport

11. Directive amending Directive 2008/96/EC on road infrastructure safety management  
*Adoption of the legislative act* 12463/19 + ADD 1  
PE-CONS 69/19  
TRANS

### Statement by the Commission

"The Commission considers that the procedure envisaged in Article 6c(3) of the final text obliging it to take into account the assessment of the expert group provided under Article 6c(2) when exercising its implementing powers, imposes on the Commission a mechanism of control which is not foreseen in Regulation (EU) n° 182/2011. This procedure is also in contradiction with paragraph 30 of the Interinstitutional Agreement on Better Law-Making."

12. Transmission of a EU restricted document to the European Parliament  
*Approval* 12458/1/19 REV 1  
AVIATION

### Environment

13. Rome Declaration on the contribution of the Montreal Protocol to a sustainable cold chain to reduce food losses  
*Authorisation to sign on behalf of the European Union* 12432/19  
CLIMA

## **COREPER (PART 2)**

### **Judicial Affairs**

- |     |  |                     |
|-----|--|---------------------|
| 17. | Case C-481/19 (Consob)<br><i>Information note for the Permanent Representatives Committee (Part 2)</i>                                 | 12410/19<br>JUR     |
| 18. | Case T- 308/18 (Hamas) - Judgment of the General Court<br><i>Information note for the Permanent Representatives Committee (Part 2)</i> | 12446/19<br>JUR     |
| 19. | Case T-521/19 (George Haswani v. Council)<br><i>Information note for the Permanent Representatives Committee (Part 2)</i>              | 12455/19<br>JUR 544 |

### **Institutional Affairs**

#### **Appointments**

- |     |   |                             |
|-----|---|-----------------------------|
| 20. | Three members and three alternate members (ES) of the Committee of the Regions<br><i>Adoption</i> | 12299/19<br>12298/19<br>CDR |
| 21. | Two members and three alternate members (ES) of the Committee of the Regions<br><i>Adoption</i>   | 12394/19<br>12393/19<br>CDR |

### **Transparency**

- |     |   |                        |
|-----|---|------------------------|
| 22. | Public access to documents<br>Confirmatory application No 19/c/04/19<br><i>Adoption</i> | 12440/19<br>INF<br>API |
|-----|---|------------------------|

### **Economic and Financial Affairs**

- |     |   |                 |
|-----|---|-----------------|
| 23. | ECA SR No 15/2019 on the implementation of the 2014 staff reform package at the Commission<br><i>Designation of a Working Party</i> | 12462/19<br>FIN |
| 24. | New Lithuanian Commemorative Coin   | 12135/19<br>UEM |
| 25. | New Maltese Commemorative Coin  | 12136/19<br>UEM |
| 26. | New Slovenian Commemorative Coin  | 12559/19<br>UEM |

- |     |   |                            |
|-----|---|----------------------------|
| 27. | Council Implementing Decision on the appointment of the Vice-Chair of the Supervisory Board of the European Central Bank<br><i>Adoption</i> | 12077/19<br>12029/19<br>EF |
| 28. | De-listing of two jurisdictions from the EU list of non-cooperative jurisdictions for tax purposes<br><i>Adoption</i>                       | 12284/19<br>FISC           |

### **General Affairs**

- |     |  |                           |
|-----|--|---------------------------|
| 29. | EU LTT in view of UN OEWG and UNGA first committee<br><i>Endorsement</i> | 11764/1/19 REV 1<br>CYBER |
|-----|--|---------------------------|

### **Justice and Home Affairs**

- |     |   |   |
|-----|---|---|
| 30. | Directive on whistleblowers<br><i>Adoption of the legislative act</i> | 12460/1/19 REV 1<br>+ 12460/19 ADD 1<br>REV 1<br>PE-CONS 78/19<br>FREMP |
|-----|---|---|

#### Statement by the Commission

"At the time of the review to be conducted in accordance with Article 27 of the Directive, the Commission will consider the possibility of proposing to extend its scope of application to certain acts based on Articles 153 TFEU and 157 TFEU, after consulting the social partners, where appropriate, in accordance with Article 154 TFEU."

#### Statement by Ireland

"Ireland welcomes the Directive on the protection of persons reporting on breaches of Union law, which will ensure a harmonised, cross-sectoral approach to whistle-blower protection across the EU. However, Ireland considers that any EU legislation in this area should properly reflect the differing legal bases that exist in the Treaties that underpin the material scope of the Directive. In this regard, Ireland agrees with the analysis of the Council Legal Service as set out in document 14620/18."

### **Foreign Affairs**

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|-----|--|-------------------------------------|
| 31. | Council Decision supplementing the negotiating directives for the Doha Development Agenda regarding the negotiations of a multilateral framework on investment facilitation<br><i>Adoption</i> | 10679/19<br>10973/19 + ADD 1<br>FDI |
| 32. | Implementation of the Joint Action Plan on Counter-terrorism - Bosnia and Herzegovina<br><i>Information from the Presidency</i>  | 12547/1/19 REV 1<br>CT              |

- |     |  |                               |
|-----|--|-------------------------------|
| 33. | Implementation of the Joint Action Plan on Counter-terrorism - Kosovo*<br><i>Information from the Presidency</i>                                 | 12548/1/19 REV 1<br>CT        |
| 34. | Council Decision on a EU Stabilisation Action in support of the United Nations Verification and Inspection Mechanism in Yemen<br><i>Adoption</i> | 12574/19<br>12037/19<br>CORLX |
| 35. | Appeal against judgment of the EU General Court in Case T-308/18, Hamas v. Council<br><i>Adoption</i>  | 12646/19<br>CORLX             |

### **EU positions for international negotiations**

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|-----|--|-------------------------------|
| 36. | Council Decision on the EU position to be adopted in the WTO General Council to extend the CBERA waiver<br><i>Adoption</i>                         | 12116/19<br>12117/19<br>WTO   |
| 37. | Council Decision on the EU position to be adopted in the WTO General Council to extend the Developing Countries waiver for LDCs<br><i>Adoption</i> | 12120/19<br>12121/19<br>WTO   |
| 38. | Council Decision on the EU-position in the Sanitary and Phytosanitary Management Sub-Committee<br><i>Adoption</i>                                  | 12510/19<br>11922/19<br>COEST |

#### Statement by Latvia

"Latvia supports the establishment of conditions for enhanced economic and trade relations leading towards Ukraine's gradual integration in the EU Internal Market, as well as supports Ukrainian efforts to progressively approximate its National legislation to the European Union legislation in Sanitary and Phytosanitary (SPS) and animal welfare sector.

Latvia considers it of the utmost importance that Ukraine accelerates its efforts to approximate the EU SPS and animal welfare legislation to which it is bound under the Association Agreement. The draft Council Decision currently indicates the provisional deadlines by which the Ukraine commits to ensure the compliance of national legal framework, at the same time it opens possibility to apply transition periods without concrete deadline, nevertheless Ukraine will continue maintains ability to import SPS commodities into the European Union.

Latvia calls on Commission to urge Ukraine to follow up quickly on its commitment to implement all the conditions of the Agreement as well as to use all efforts possible to oversight and perform close monitoring of approximation and implementation exercise of the European Union requirements into national legal framework of Ukraine in particularly in animal welfare sector."

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\* 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.

### Statement by Poland

"Poland maintains its reserve as voiced earlier at the level of the working group. Poland continues to believe that Regulation 999/2001 should be included in the updated version of the Annex V to the EU-Ukraine Association Agreement and intends to raise this issue again in the future, at the occasion of the review of the Agreement under its Art. 29(4) or Art. 481(1). Poland requests to be informed on the progress of the implementation of Regulation 999/2001 by Ukraine."

39. Council Decision on the EU position within the EU-Armenia Partnership Committee as regards the establishment of the list of arbitrators  
*Adoption*
- 12473/19  
12152/19  
COEST

### Statement by Germany

"Es ist bedauerlich, dass die Liste der potentiellen Schiedsrichter überwiegend aus männlichen Kandidaten besteht und gerade die von der EU vorgeschlagene Liste ausschließlich männliche Vorschläge enthält. Zukünftig sollte eine paritätische Besetzung angestrebt werden."

### Courtesy translation

"It is regrettable, that mainly male candidates have been proposed for the list of individuals to serve as arbitrators in dispute settlement proceedings and especially the list proposed by the EU contains exclusively male candidates. We should seek to achieve gender parity in the future."

40. Council Decision on the EU position on the extension of the EU-Morocco Action Plan 2013-2018  
*Adoption*
- 12505/19  
12181/19  
MAMA
41. Bonn Agreement
- a) Council Decision authorising the opening of negotiations on behalf of the European Union at the Thirty-First Meeting of the Contracting Parties on the amendments to the Agreement for Co-operation in Dealing with Pollution of the North Sea by Oil and Other Harmful Substances ('Bonn Agreement') with regard to the extension of the scope of application of the Agreement and with regard to the accession of the Kingdom of Spain to the Agreement  
*Adoption*
- 12262/19 + ADD 1  
12187/19 + ADD 1  
PROCIV

### Statement by the Commission

"The Commission maintains its views that it is not necessary for a Council Decision authorising the opening of negotiations to indicate a substantive legal basis. Article 218(3) and (4) TFEU provide a sufficient legal basis for the Decision."



- b) Council Decision on the position to be adopted on behalf of the European Union at the Second Ministerial Meeting of the Bonn Agreement with regard to the Ministerial Declaration and the Bonn Agreement Strategic Action Plan (BASAP) 2019 – 2025 annexed thereto  
*Adoption*
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12263/19  
12188/19 + ADD 1  
PROCIV