I. Adoption of the agenda

12661/18 OJ CRP1 33
12649/18 OJ CRP2 33 COMIX 525 + CM 4629/18

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)

WEDNESDAY 3 OCTOBER 2018

Environment

2. Meeting of the Council (Environment) on 9 October 2018: Preparation

Conclusions on the Convention on Biological Diversity (CBD) (Sharm El-Sheikh, Egypt, 17-29 November 2018):

a) Preparation of COP 14 to the CBD
b) Preparation of COP-MOP 9 serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety
c) Preparation of COP-MOP 3 serving as the Meeting of the Parties to the Nagoya Protocol on Access and Benefit Sharing

Adoption

The Committee prepared the item for the Council.
**Internal Market and Industry**

3. Regulation on SatCab  
   *Preparation for the trilogue*  
   12485/18  
   The Committee agreed on a mandate for the forthcoming trilogue.

4. Directive on copyright in the Digital Single Market  
   *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 2 October 2018.

**Energy**

5. Regulation on ACER (recast)  
   *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 September 2018.

**FRIDAY 5 OCTOBER 2018**

**Telecommunications**

6. Regulation on the Cybersecurity Act  
   *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 1 October 2018.

**Employment and Social Policy**

7. Directive on the accessibility requirements for products and services  
   *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 2 October 2018.

8. Revision of the Directive on carcinogens and mutagens at work (second batch)  
   *Preparation for the trilogue*  
   12516/18  
   The Committee agreed on a mandate for the forthcoming trilogue.
COREPER (PART 2)

WEDNESDAY 3 OCTOBER 2018

General Affairs

18. Meeting of the Council (General Affairs) on 16 October 2018:
   Preparation

   a) Preparation of the European Council on 18 October 2018: 11816/18
      Guidelines
      Exchange of views

      The Committee examined the draft guidelines for the conclusions of the upcoming European
      Council meeting on 18 October 2018.

   b) Multiannual Financial Framework (MFF) 2021-2027 12519/18
      State of play

      The Committee discussed this item and agreed to return to it at its next session.

   c) Other items in connection with the Council meeting

      No further items were raised.

19. Free and fair European elections 12321/18 REV 1
    Presentation by the Commission

    + REV 1 COR 1
    12405/18 + COR 1
    12404/18 + COR 1

    The Committee took note of the presentation by the Commission.

20. Regulation on the harmonisation of gross national income at market prices (GNI Regulation) 11893/18
    State of play and guidance for further work

    The Committee noted that there was insufficient support for the compromise reached during
    the trilogue on 10 April 2018.

21. EBA/EMA relocation

    The Committee agreed on a draft statement.
Economic and Financial Affairs

22. Meeting of the Council (Economic and Financial Affairs) on 2 October 2018: Follow-up

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

Justice and Home Affairs

23. Meeting of the Council (Justice and Home Affairs) on 11 - 12 October 2018: Preparation

a) Reform of the Common European Asylum System and Resettlement 12420/18
   i) Dublin Regulation
   ii) Reception Conditions Directive
   iii) Qualification Regulation
   iv) Asylum Procedure Regulation
   v) Eurodac Regulation
   vi) EU Asylum Agency Regulation
   vii) Resettlement Framework Regulation
       Progress report

The Committee prepared this item for the Council.

b) Other items in connection with the Council meeting

The Presidency provided further information regarding the Council meeting.

c) Migration: state of play
   Exchange of views

The Committee prepared this item for the Council.

d) Return Directive (recast) 12562/18
   Policy debate

The Committee prepared this item for the Council.
e) e-evidence 12115/18
   i) Regulation on European Production and Preservation Orders for e-evidence
   ii) Directive on legal representatives for gathering evidence

*Policy debate*

The Committee prepared this item for the Council.

f) Fundamental Rights

i) Exchange of views with the Director of the Fundamental Rights Agency (FRA)

ii) Council conclusions on the application of the EU Charter of Fundamental Rights in 2017

*Adoption* 10756/3/18 REV 3 + REV3 COR 1

12543/18

The Committee discussed the draft conclusions and agreed to return to them at its next session.

g) Mutual Recognition in Criminal Matters - Enhancing Mutual Trust - The way forward

*Exchange of views* 12492/18

The Committee prepared this item for the Council.

24. Union Civil Protection Mechanism Decision 12390/18

*State of play*

The Committee took note of the state of play on this file.

**Foreign Affairs**

25. ASEM12 Summit (Brussels, 18-19 October 2018)

*State of play of preparations*

The Committee discussed the draft joint statement and agreed to return to it at the continuation of its session.
THURSDAY 4 OCTOBER 2018

Foreign Affairs

25. ASEM12 Summit (Brussels, 18-19 October 2018)
   State of play of preparations

   The Committee agreed on a draft joint statement to be transmitted to the ASEM partners.

IV. Any other business

COREPER (PART 1)
None.

COREPER (PART 2)

Albania / fYROM

   The Committee took note of the information provided by the French delegation and by the Commission.

   Trilogues

   The Committee took note of the information provided by the Presidency.
"I" items approved

COREPER (PART 1)

Institutional Affairs

Written questions

9. Replies to questions for written answer submitted to the Council by Members of the European Parliament
   Adoption by silence procedure
   
   a) Sorin Moisă (PPE)
      'Systematic publication of mandates for trade negotiations'
      12337/18
   
   b) Barbara Kappel (ENF)
      'EU list of non-cooperative jurisdictions'
      12338/18

Judicial Affairs

10. Case T-258/18 - Lothar Brunke vs European Commission
    Information note for the Permanent Representatives Committee (Part 1)
    12533/18

11. Case T 410/18 - Case before the General Court
    Information note for the Permanent Representatives Committee (Part 1)
    12587/18

Minutes of Council meetings

Approval

12. a) TTE 07-08+11.06.2018
    10007/18 + ADD 1

    b) AGRIFISH 18.06.2018
    10230/18 + ADD 1

    c) EPSCO 21-22.06.2018
    10333/18

    d) ENV 25.06.2018
    10579/18 + ADD 1

    e) AGRIFISH 16.07.2018
    11208/18 + COR 1
**EU positions for international negotiations**

13. WHO FCTC - First Meeting of the Parties to the Tobacco Protocol (Geneva, 8-10.10.18)  
   *Decision to use the written procedure for the establishment of the EU position*

14. Joint Statement to be signed on behalf of the EU on the fight against IUU fishing with Korea  
   *Approval*

**Fisheries**

14. Joint Statement to be signed on behalf of the EU on the fight against IUU fishing with Korea  
   *Approval*

**Internal Market and Industry**

15. Council Decision on the application of UNECE Regulations 9, 63 and 92  
   *Adoption*

16. Conclusions on the EU Customs Action Plan to combat IPR infringements for 2018 to 2022  
   *Adoption*

**Agriculture**

17. Decision on EU seed equivalence for Brazil and the Republic of Moldova  
   *Adoption of the legislative act*
COREPER (PART 2)

Judicial Affairs

26. Case C-244/17 (European Commission v. Council of the EU) 12558/18
   Information note for the Permanent Representatives Committee  JUR
   (Part 2)                CORLX
27. Case C-540/18 P, Appeal by HX against judgment in T-408/16 12493/18
   Information note for the Permanent Representatives Committee  JUR
   (Part 2)
28. Case T-180/14 (Front Polisario v. Council) 12475/18
   Information note for the Permanent Representatives Committee  JUR
   (Part 2)                CORLX
29. Case T-643/16 (Gamaa Islamya Egypte) - request for 12586/18
   production of documents  JUR
   Authorisation to produce a copy of or an extract from a Council
   document for use in legal proceedings
30. Judgments concerning EU's sectoral economic sanctions against 12599/18
   Russia  JUR
   Information note for the Permanent Representatives Committee
   (Part 2)

Institutional Affairs

31. Minutes of Council meetings 11243/18
    Approval
    a) RGEM 13.06.2018
    b) ECOFIN 22.06.2018 10578/1/18 REV 1
                         + REV 1 COR 1
                         + ADD 1
    c) FAC 25.06.2018 10580/18
                         + ADD 1
    d) GAC 26.06.2018 10581/18
                         + ADD 1
e) ECOFIN 13.07.2018 11144/18 + COR 1 + ADD 1

f) FAC 16.07.2018 11219/18 + ADD 1

g) RGEM 25.07.2018 11444/18

Appointments

32. A member and an alternate member (ES) of the Committee of the Regions
Adoption by silence procedure 12577/18 12576/18 CDR

33. Two members (IT) of the Committee of the Regions
Adoption by silence procedure 12582/18 12581/18 CDR

Transparency

34. Public access to documents
Confirmatory application No 15/c/01/18
Adoption 10391/18 INF API

35. Public access to documents
Confirmatory application No 21/c/01/18
Adoption 11651/18 INF API

36. Public access to documents
Confirmatory application No 22/c/01/18
Adoption 11646/18 INF API

Economic and Financial Affairs

37. Regulation adapting the financial envelope of the Structural Reform Support Programme (SRSP 2.0)
Adoption of the legislative act 12471/18 + ADD 1 PE-CONS 58/18 ECOFIN

38. Council Decision approving the external auditors of Banco de España
Adoption 12397/18 12208/18 UEM

Adoption 12273/18 AGRI
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<td>Transfer No DEC 24/2018 (Section III - Commission)</td>
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<td>Transfer No DEC 25/2018 (Section III - Commission)</td>
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**Justice and Home Affairs**

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<td>Schengen evaluation Recommendation - Norway SIS</td>
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<td>Prüm Decisions: Conclusions on automated exchange of DNA data in the United Kingdom</td>
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**Foreign Affairs**

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<td>Council Decision on the EU position on the accession of Australia to the Agreement on Government Procurement</td>
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<td>ISIL (Da’esh)/Al-Qaeda restrictive measures: prolongation and new listing - Council Decision and Implementing Regulation</td>
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<td>49.</td>
<td>EUAM Iraq - extension - Decision</td>
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50. EU action in Mopti and Segou - extension - Decision
   Adoption
   12540/18
   12333/18
   CORLX

51. DRC restrictive measures: letter of reply to designated person
   Approval of a letter
   12584/18
   CORLX

52. Pacific Interim EPA - Accession of Samoa
   Request for the consent of the European Parliament
   12483/18
   12281/18 + ADD 1
   ACP

Delegated or Implementing Acts

Economic and Financial Affairs

53. Ten (10) Delegated Acts supplementing Regulation (EU)
    2016/1011 of the European Parliament and of the Council
    (Benchmarks Regulation)
    Delegated act - Intention not to raise objections
    12389/18
    EF

   a) Commission Delegated Regulation (EU) …/... of
      13.7.2018 supplementing Regulation (EU) 2016/1011 of
      the European Parliament and of the Council with regard to
      regulatory technical standards specifying further the
      governance and control requirements for supervised
      contributors
      11188/18

   b) Commission Delegated Regulation (EU) No …/... of
      13.7.2018 supplementing Regulation (EU) 2016/1011 of
      the European Parliament and of the Council with regard to
      regulatory technical standards for the form and content of
      the application for recognition with the competent
      authority of the Member State of reference and of the
      presentation of information in the notification to European
      Securities and Markets Authority (ESMA)
      11190/18

   c) Commission Delegated Regulation (EU) …/... of
      13.7.2018 supplementing Regulation (EU) 2016/1011 of
      the European Parliament and of the Council with regard to
      regulatory technical standards determining the minimum
      content of cooperation arrangements with competent
      authorities of third countries whose legal framework and
      supervisory practices have been recognised as equivalent
      11191/18

11192/18

e) Commission Delegated Regulation (EU) …/... of 13.7.2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further how to ensure that input data is appropriate and verifiable, and the internal oversight and verification procedures of a contributor that the administrator of a critical or significant benchmark has to ensure are in place where the input data is contributed from a front office function

11193/18

f) Commission Delegated Regulation (EU) …/... of 13.7.2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further the elements of the code of conduct to be developed by administrators of benchmarks that are based on input data from contributors

11194/18

g) Commission Delegated Regulation (EU) …/... of 13.7.2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further the criteria to be taken into account by competent authorities when assessing whether administrators of significant benchmarks should apply certain requirements

11198/18

h) Commission Delegated Regulation (EU) …/... of 13.7.2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further the information to be provided by administrators of critical or significant benchmarks on the methodology used to determine the benchmark, the internal review and approval of the methodology and on the procedures for making material changes in the methodology

11199/18

j) Commission Delegated Regulation (EU) …/… of 13.7.2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further the contents of, and cases where updates are required to, the benchmark statement to be published by the administrator of a benchmark