



EUROPEAN COMMISSION

SECRETARIAT-GENERAL

**PV(2017) 2224 final**

**- English language version of the French text which is authentic -**

Brussels, 27 September 2017

# **TEXTE EN**

## **MINUTES**

**of the 2224<sup>th</sup> meeting of the Commission**

**held in Strasbourg**

**(Winston Churchill building)**

**on Tuesday 12 September 2017**

**(afternoon)**

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**EN**

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**Single sitting: Tuesday 12 September 2017 (afternoon)**

The sitting opened at 13.09 with Mr JUNCKER, President, in the chair.

Present:

Mr JUNCKER	President
Mr TIMMERMANS	First Vice-President
Ms MOGHERINI	High Representative / Vice-President
Mr ANSIP	Vice-President
Mr ŠEFČOVIČ	Vice-President
Mr DOMBROVSKIS	Vice-President
Mr KATAINEN	Vice-President
Mr OETTINGER	Member
Mr HAHN	Member
Ms MALMSTRÖM	Member
Mr MIMICA	Member
Mr ARIAS CAÑETE	Member
Mr VELLA	Member
Mr AVRAMOPOULOS	Member
Ms THYSSEN	Member
Mr MOSCOVICI	Member
Mr STYLIANIDES	Member
Mr HOGAN	Member
Ms BULC	Member
Ms BIENKOWSKA	Member
Ms JOUROVÁ	Member
Mr NAVRACSICS	Member
Ms CREȚU	Member
Ms VESTAGER	Member
Mr MOEDAS	Member
Sir Julian KING	Member
Ms GABRIEL	Member

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Absent:

Mr ANDRIUKAITIS

Member

The following also sat in:

Mr SELMAYR	Chef de cabinet to the PRESIDENT
Mr ROMERO REQUENA	Director-General, Legal Service
Mr PESONEN	Director-General, DG Communication
Mr SCHINAS	Head of the Spokesperson's Service and Chief Spokesperson of the Commission
Ms METTLER	Head of the European Political Strategy Centre
Ms MARTÍNEZ ALBEROLA	Deputy Chef de cabinet to the PRESIDENT
Ms SILLAVEE	PRESIDENT's Office
Ms SUTTON	Deputy Chef de cabinet to Mr TIMMERMANS
Ms ANDREEVA	Commission Spokesperson's Service

Secretary: Mr ITALIANER, Secretary-General, assisted by Mr MARC TAQUET-GRAZIANI, administrator in the Secretariat-General.

**1. AGENDAS**

**(OJ(2017) 2224/FINAL; SEC(2017) 377)**

The Commission took note of that day's agenda and of the tentative agendas for forthcoming meetings.

**2. WEEKLY MEETING OF CHEFS DE CABINET**

**(RCC(2017) 2224)**

The Commission considered the Secretary-General's report on the weekly meeting of Chefs de cabinet held on Monday 11 September.

**3. APPROVAL OF THE MINUTES OF THE 2222<sup>ND</sup> AND 2223<sup>RD</sup> MEETINGS  
(26 JULY AND 6 SEPTEMBER)**

**(PV(2017) 2222; PV(2017) 2223)**

The Commission decided to hold over approval of the minutes of its 2222<sup>nd</sup> and 2223<sup>rd</sup> meetings for a later meeting.

**4. INTERINSTITUTIONAL RELATIONS**

**(RCC(2017) 106)**

The Commission took note of the record of the meeting of the Interinstitutional Relations Group (IRG) held on Friday 8 September (RCC(2017) 106).

It paid particular attention to the following points.

#### **4.1. LEGISLATIVE MATTERS**

##### **i) Trilogues**

(point 3.1 of the IRG record)

- Amendment of Directive 2003/87/EC to enhance cost-effective emission reductions and low-carbon investments (Directive) – GIRLING report – 2015/0148 (COD)

The Commission approved the line set out in SI(2017) 393/2.

- Amendment of Regulations (EU) 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 (Regulation) – BULLMANN & FERNANDES report– 2016/0276 (COD)

The Commission approved the line set out in SI(2017) 397/2.

##### **ii) European Parliament dossier – September part-session**

(point 3.2 of the IRG record)

##### Implementing and delegated acts

- Authorisation of the placing on the market of products containing, consisting of, or produced from genetically modified soybean DAS-68416, pursuant to Regulation (EC) 1829/2003 of the European Parliament and of the Council on genetically modified food and feed (Commission Implementing Decision) – Objection under Article 106 of the European Parliament's Rules of Procedure – 2017/2780 (RSP) / Specific compositional and information requirements for total diet replacement for weight control (Commission Delegated Regulation) – Objection under Article 105(3) of the European Parliament's Rules of Procedure – C(2017) 3664 – 2017/2717 (DEA)



The Commission took note of the information in SP(2017) 566.

**iii) Council dossier**

(point 3.3 of the IRG record)

- Amendment of Regulation (EC) No 1920/2006 as regards information exchange, early warning system and risk assessment procedure on new psychoactive substances (Regulation) – BONI report – 2016/0261 (COD) / Amendment of Council Framework Decision 2004/757/JHA of 25 October 2004 laying down minimum provisions on the constituent elements of criminal acts and penalties in the field of illicit drug trafficking, as regards the definition of drug (Directive) – JIMÉNEZ-BECERRIL BARRIO report – 2013/0304 (COD)

The Commission approved the line set out in SI(2017) 394 and /2.

**4.2. RELATIONS WITH THE EUROPEAN COUNCIL AND THE COUNCIL**

**iv) Programming of Council business**

(SI(2017) 399)

The Commission took note of the information in SI(2017) 399 on the Council meetings between 14 and 27 September.

**4.3. RELATIONS WITH PARLIAMENT**

**v) Non-legislative dossier – Preparations for September part-session**

(point 5.1.1 of the IRG record)

- Major interpellation – Fires in the European Union this summer – O-000063/2017

The Commission took note of SP(2017) 560.

- vi) Action taken on non-legislative resolutions adopted by Parliament at its July part-session – Follow-up to the resolution containing recommendations to the Commission on common minimum standards of civil procedure in the European Union – RADEV report 2015/2084 (INL)**  
(point 5.6.1 of the IRG record)

The Commission approved document SP(2017) 539 on the action taken on the non-legislative resolution adopted by Parliament at its July part-session, for transmission to Parliament.

- vii) Action taken on non-legislative resolutions adopted by Parliament at its July part-session – Follow-up to the resolution containing recommendations to the Commission on limitation periods for traffic accidents – SVOBODA report – 2015/2087 (INL)**  
(point 5.6.2 of the IRG record)

The Commission approved document SP(2017) 540 on the action taken on the non-legislative resolution adopted by Parliament at its July part-session, for transmission to Parliament.

## **5. MONITORING THE APPLICATION OF EUROPEAN UNION LAW**

### ***INFRINGEMENTS – URGENT INDIVIDUAL CASE***

***(SEC(2017) 401)***

- **2017/2119 – POLAND – Infringement of Union law by the law amending the law on the organisation of ordinary courts**

**Decision: Reasoned opinion Article 258 of the Treaty on the Functioning of the European Union**

The Commission adopted the decision in SEC(2017) 401.

## **6. WRITTEN PROCEDURES, EMPOWERMENT AND DELEGATION OF POWERS**

### **6.1. WRITTEN PROCEDURES APPROVED** *(SEC(2017) 379 ET SEQ.)*

The Commission took note of the Secretariat-General's memoranda recording decisions adopted between 4 and 10 September.

### **6.2. EMPOWERMENT** *(SEC(2017) 381 ET SEQ.)*

The Commission took note of the Secretariat-General's memoranda recording decisions adopted between 4 and 8 September.

### **6.3. DELEGATION / SUBDELEGATION OF POWERS** *(SEC(2017) 382 ET SEQ.)*

The Commission took note of the Secretariat-General's memoranda recording decisions adopted under the delegation and subdelegation procedure between 4 and 8 September, as archived in Decide.

### **6.4. SENSITIVE WRITTEN PROCEDURES** *(SEC(2017) 383 AND /2)*

The Commission took note of the sensitive written procedures for which the time limit expired between 11 and 15 September and of the finalisation written procedures initiated following the weekly meeting of Chefs de cabinet on 11 September.

## **7. NEW CODE OF CONDUCT FOR THE MEMBERS OF THE COMMISSION (C(2017) 6200)**

The PRESIDENT explained that the new draft Code of Conduct for the Members of the Commission had been finalised, taking into account the contributions provided by each Commissioner. At this stage the draft would merely be approved in principle by the College before being sent to the President of the European Parliament. He reminded the meeting that the Code of Conduct was due to come into force on 1 February 2018 and asked the Commission Members for their last comments or suggestions on the final version of the draft.

Mr TIMMERMANS confirmed that the Commissioners' contributions had been duly taken into account in the text of the Code of Conduct. The Code reinforced the rules applicable, in particular, to conflicts of interest, and formalised the extension of the cooling-off period covering Commissioners' activities after the end of their term of office from the current 18 months to 2 years for Commission Members and 3 years for the President. In addition, he stressed that to enforce the Code, the College would be assisted by a new reinforced Independent Ethical Committee, which would be able to give advice on all ethical issues and make recommendations related to the Code.

In the brief discussion that followed, the Commission raised in particular the issue of the frequency with which information about Commissioners' travel expenses would be published (annually or more regularly, every two months).

The PRESIDENT concluded from this brief exchange that, in the interests of transparency, it seemed more appropriate to publish Commissioners' travel expenses every two months rather than annually. He noted the Commissioners' agreement on the basis of the text submitted for their approval in principle and thanked them for the quality of their contributions to the text of the new Code of Conduct.

The Commission adopted in principle the decision in C(2017) 6200.

## **8. PREPARATION OF THE DEBATE ON THE STATE OF THE UNION (STRASBOURG, 13 SEPTEMBER)**

The PRESIDENT reported on the work relating to the drafting of the State of the Union speech that he was to deliver to the European Parliament the following day and which was currently being finalised. With regard to its tone, he said he would use this platform in order to send positive messages to European citizens.

In the discussion that followed, Members expressed the wish to receive the final version of the text of the State of the Union speech as soon as possible so that they could give precise replies to journalists who questioned them about it. Looking ahead to the Environment Council on 13 October, Members also highlighted the importance of stressing the Union's commitment to fighting climate change, particularly as regards implementation of the agreement concluded in Paris at the 21<sup>st</sup> Conference of the Parties to the United Nations Framework Convention on Climate Change in December 2015.

Winding up this brief discussion, the PRESIDENT confirmed that the Union's ambition as regards climate protection remained unchanged and that it would feature in the speech. He also stated that the text of the speech would be sent to the Members of the Commission once it had been finalised.

The Commission took note of this information.

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The Commission's other discussions on certain agenda items are recorded in the special minutes.

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The meeting closed at 13.21.