



EUROPEAN COMMISSION

SECRETARIAT-GENERAL

PV(2011)1977 final

Brussels, 9 November 2011

MINUTES

**of the 1977th meeting of the Commission
held in Strasbourg
(Jean Monnet building)
on Tuesday 25 October 2011
(afternoon)**

PV(2011)1977 final

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Single sitting: Tuesday 25 October 2011 (afternoon)

The sitting was opened at 13.06 by Ms REDING, President BARROSO being absent.

Present:

Ms REDING	Vice-President
Mr ALMUNIA	Vice-President
Ms KROES	Vice-President
Mr POTOČNIK	Member
Mr PIEBALGS	Member
Mr BARNIER	Member
Mr ŠEMETA	Member
Mr DALLI	Member
Ms GEOGHEGAN-QUINN	Member
Mr LEWANDOWSKI	Member
Ms DAMANAKI	Member
Ms GEORGIEVA	Member
Mr OETTINGER	Member
Ms HEDEGAARD	Member
Mr FÜLE	Member
Mr ANDOR	Member
Ms MALMSTRÖM	Member
Mr CIOLOŞ	Member

Absent:

Mr BARROSO	President
Baroness ASHTON	High Representative/ Vice-President
Mr KALLAS	Vice-President
Mr TAJANI	Vice-President
Mr ŠEFČOVIČ	Vice-President
Mr REHN	Member
Ms VASSILIOU	Member
Mr DE GUCHT	Member
Mr HAHN	Member

The following sat in to represent absent Members of the Commission:

Mr BANNERMAN	A member of Baroness ASHTON's staff
Ms OEN	A member of Mr KALLAS's staff
Mr LAHTI	A member of Mr REHN's staff
Mr HILL	A member of Ms VASSILIOU's staff
Ms PERESSO	A member of Mr DE GUCHT's staff

The following also sat in:

Mr FRUTUOSO DE MELO	Deputy Chef de cabinet to the PRESIDENT
Mr HETSCH	Deputy Director-General, Legal Service
Mr VANDERSTEEN	Acting Director-General, DG Communication
Mr ULZURRUN DE ASANZA Y MUÑOZ	Commission Spokesperson Service
Ms ROUCH	A member of Ms REDING's staff

Secretary: Mr AYET PUIGARNAU, Director in the Secretariat-General, assisted by
Ms COLLOMP, Administrator in the Secretariat-General.

1. AGENDAS

(OJ(2011)1977/3; SEC(2011)1265/2)

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(2011)1977)

The Commission considered the Secretary-General's report on the weekly meeting of Chefs de cabinet held on Monday 24 October.

3. APPROVAL OF THE MINUTES AND SPECIAL MINUTES OF THE 1975TH AND 1976TH MEETINGS OF THE COMMISSION (12 AND 19 OCTOBER)

(PV(2011)1975 AND /2; PV(2011)1975, PART II; PV(2011)1976; PV(2011)1976, PART II)

The Commission held over approval of the minutes of its 1975th and 1976th meetings for its next meeting.

4. INTERINSTITUTIONAL RELATIONS

(RCC(2011)997)

The Commission took note of the record of the meeting of the Interinstitutional Relations Group held on Friday 21 October (RCC(2011)997).

It paid particular attention to the following points.

4.1. LEGISLATIVE MATTERS

i) Horizontal matter – Correlation tables

(point 1.1 of the IRG record)

The Commission approved the line set out in SI(2011)352/3.

ii) Ordinary legislative procedure

(point 1.2 of the IRG record)

Dossiers at Parliament first reading

- OTC derivatives, central counterparties and trade repositories (Regulation) – LANGEN report – 2010/0250 (COD)

The Commission approved the line set out in SI(2011)365/3.

- Short selling and certain aspects of credit default swaps (Regulation) – CANFIN report – 2010/0251 (COD)

The Commission approved the line set out in SI(2011)384/3.

iii) Preparations for October II part-session of Parliament

(point 1.4 of the IRG record)

Ordinary legislative procedure – 1st reading

- Amendment of Directive 2000/25/EC as regards the application of emission stages to narrow-track tractors (Directive) – TATARELLA report – 2011/0002 (COD)

The Commission approved the line set out in SP(2011)8542 and /2.

- Financial rules applicable to the annual budget of the Union (Regulation) – RIVELLINI / GRÄSSLE reports – 2010/0395 (COD)

The Commission approved the line set out in SP(2011)8544 to /3.

- Minimum standards for the qualification and status of third country nationals or stateless persons as beneficiaries of international protection and the content of the protection granted (Directive) – LAMBERT report – 2009/0164 (COD)

The Commission approved the line set out in SP(2011)8586.

- Combating child pornography and the sexual abuse and sexual exploitation of children, repeal of Framework Decision 2004/68/JHA (Directive) – ANGELILLI report – 2010/0064 (COD)

The Commission approved the line set out in SP(2011)8589.

4.2. RELATIONS WITH THE EUROPEAN COUNCIL AND THE COUNCIL

iv) Programming of Council business (SI(2011)386)

The Commission took note of the information in SI(2011)386 on the Council meetings between 27 October and 9 November.

4.3. RELATIONS WITH PARLIAMENT

v) Preparations for October II part-session of Parliament – non-legislative matters (point 3.1 of the IRG record)

- Draft general budget of the European Union for 2012 – BALZANI / FERNANDES report – 2011/2020 (BUD)

The Commission approved the line set out in SP(2011)8562 and /2.

vi) Participation by Members of Parliament in international conferences

(point 3.7 of the IRG record)

- Fourth High-Level Forum on Aid Effectiveness (Busan, 28 November to and 1 December)

The Commission agreed to the request to the PRESIDENT from Mr Buzek, President of Parliament, concerning the attendance of three Members of the European Parliament at the above-mentioned meeting, with a reminder about the procedure to be followed.

4.4. EXTERNAL RELATIONS

vii) External representation

(point 5.2 of the IRG record)

The Commission took note of the information in SI(2011)387 and /2.

5. WRITTEN PROCEDURES, EMPOWERMENT AND DELEGATION OF POWERS

5.1. WRITTEN PROCEDURES APPROVED

(SEC(2011)1266 ET SEQ.)

The Commission took note of the Secretariat-General's memoranda recording decisions adopted between 17 and 21 October.

5.2. EMPOWERMENT

(SEC(2011)1267 ET SEQ.)

The Commission took note of the Secretariat-General's memoranda recording decisions adopted between 17 and 21 October.

5.3. DELEGATION AND SUBDELEGATION OF POWERS

(SEC(2011)1268 ET SEQ.)

The Commission took note of the Secretariat-General's memoranda recording decisions adopted under the delegation and subdelegation procedure between 17 and 21 October, as archived in e-Greffe.

5.4. SENSITIVE WRITTEN PROCEDURES

(SEC(2011)1269 AND /2)

The Commission took note of the sensitive written procedures for which the time limit expired between 24 October and 4 November and of the 'finalisation' written procedures initiated following the weekly meeting of Chefs de cabinet on 24 October.

6. ADMINISTRATIVE AND BUDGETARY MATTERS

(SEC(2011)1270/2)

ADMINISTRATIVE MATTERS

(PERS(2011)145 AND /2)

6.1. CHANGES TO ORGANISATION CHARTS – 2011 AUTUMN PACKAGE

(SEC(2011)1299; SEC(2011)1306)

Having noted the information in point 1 of PERS(2011)145/2, the Commission took note of the changes to the organisation charts of Eurostat, the European Anti-Fraud Office and DG Interpretation, as set out in SEC(2011)1299, which would be adopted at a later date by simplified procedure.

6.2. DG ENERGY – CHANGE TO ORGANISATION CHART

(SEC(2011)1299)

The Commission took note of the information in paragraph 1 of

SEC(2011)1299 and, on a proposal from Mr ŠEFČOVIČ, in agreement with the PRESIDENT and Mr OETTINGER, decided to convert a temporary adviser function into a structural adviser function.

This decision would take effect immediately.

Following the reorganisation, the quota of adviser functions in DG Energy would be five structural advisers and one temporary adviser.

**6.3. PUBLICATIONS OFFICE – CHANGE TO ORGANISATION CHART
(SEC(2011)1299)**

The Commission took note of the information in point 1 of SEC(2011)1299 and, on a proposal from Mr ŠEFČOVIČ, in agreement with the PRESIDENT and Ms REDING, decided to maintain the ‘Transformation Objective 2012’ Directorate in the Publications Office until the end of 2012. The organisation chart of the Publications Office would be reviewed later as part of the autumn 2012 package of changes to organisation charts.

This decision would take effect immediately.

**6.4. DG HEALTH AND CONSUMERS – CHANGES TO ORGANISATION CHART
(SEC(2011)1299; SEC(2011)1306)**

The Commission took note of the information in point 1 of SEC(2011)1299 and, on a proposal from Mr ŠEFČOVIČ, in agreement with the PRESIDENT and Mr DALLI, decided:

- to create a new unit, SANCO.PA01.04 ‘Communication’;
- to attach this new unit to the Principal Adviser with special interest in Communication and Stakeholders, by way of derogation from the Commission Communication on organisation charts of DGs and Services (SEC(2006)1702/4);

- to adopt the new organisation chart set out in SEC(2011)1306.

This decision would take effect on 1 January 2012.

After the reorganisation, the number of units in DG Health and Consumers would increase from 45 to 46 and the average number of staff covered by the Staff Regulations per unit would be 17.

**6.5. DG HUMAN RESOURCES AND SECURITY – APPROVAL OF A LIST OF CANDIDATES FOR A HEAD OF EUROPEAN UNION DELEGATION POST
(PERS(2011)146)**

The Commission took note of the information in point 2 of PERS(2011)145/2 and, on a proposal from Mr ŠEFČOVIČ, in agreement with the PRESIDENT, decided to approve the list of candidates for the post of Head of the EU Delegation in Egypt in PERS(2011)146, which would serve as a basis for the competent authority of the European External Action Service to make a final appointment.

This decision would take effect immediately.

6.6. EUROPEAN ANTI-FRAUD OFFICE – CONTINUATION OF PROCEDURE FOR APPOINTING MEMBERS OF THE SUPERVISORY COMMITTEE

The Commission took note of the information in point 1 of PERS(2011)145/2, in the Chapter on ‘information points’, concerning the submission to the high-level group of the lists of members and alternate members of the Supervisory Committee of the European Anti-Fraud Office set out in the above-mentioned document.

6.7. DG HUMAN RESOURCES AND SECURITY – LAUNCHING OF 2011 PROMOTION EXERCISE FOR SENIOR MANAGEMENT STAFF

The Commission took note of the decision of the PRESIDENT and

Mr ŠEFČOVIČ, adopted in accordance with the provisions of the Commission Decision of 10 May 2007 on the system of promotion of senior management staff (SEC(2007)605) concerning the launch of the 2011 promotion exercise, based on the following criteria: the target promotion rate would be around 15% of eligible officials, and director or equivalent posts (AD14/15) and director-general or equivalent posts (AD15/16) would be concerned. The eligibility conditions would have to be met on 31 December at the latest and promotions would take effect on 1 January 2012.

6.8. *DG HUMAN RESOURCES AND SECURITY – MOBILITY OF SENIOR MANAGEMENT OFFICIALS OCCUPYING DIRECTOR POSTS*

The Commission took note of the information in point 3 of PERS(2011)145, in the Chapter on ‘briefing points’, plus the annex.

**7. COMMUNICATION FROM THE COMMISSION TO PARLIAMENT, THE COUNCIL, THE ECONOMIC AND SOCIAL COMMITTEE AND THE COMMITTEE OF THE REGIONS – TOWARDS A STRONGER EUROPEAN RESPONSE TO DRUGS
(COM(2011)689 AND /2; SEC(2011)1298; RCC(2011)1004)**

The Commission approved the Communication in COM(2011)689/2 for transmission to Parliament, the Council, the Economic and Social Committee and the Committee of the Regions, and, for information, to the national parliaments.

8. COMMUNICATION FROM THE COMMISSION TO PARLIAMENT, THE COUNCIL, THE EUROPEAN CENTRAL BANK, THE ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS AND THE EUROPEAN DATA PROTECTION SUPERVISOR – "RESPONSIBLE

BUSINESSES" PACKAGE

(COM(2011)685 TO /4; RCC(2011)1002)

The Commission approved the communication in COM(2011)685/4 for transmission to Parliament, the Council, the European Central Bank, the Economic and Social Committee, the Committee of the Regions, the European Data Protection Supervisor and, for information, to the national parliaments.

**9. COMMUNICATION FROM THE COMMISSION TO PARLIAMENT, THE COUNCIL, THE EUROPEAN CENTRAL BANK, THE ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS AND THE EUROPEAN DATA PROTECTION SUPERVISOR – A RENEWED STRATEGY FOR THE EUROPEAN UNION 2011-14
(COM(2011)681 TO /3; SEC(2011)1276; RCC(2011)1002)**

The Commission approved the communication in COM(2011)681/3 for transmission to Parliament, the Council, the European Central Bank, the Economic and Social Committee, the Committee of the Regions, the European Data Protection Supervisor and, for information, to the national parliaments.

**10. COMMUNICATION FROM THE COMMISSION TO PARLIAMENT, THE COUNCIL, THE EUROPEAN CENTRAL BANK, THE ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS AND THE EUROPEAN DATA PROTECTION SUPERVISOR – CREATING A FAVOURABLE CLIMATE FOR SOCIAL ENTERPRISES, KEY STAKEHOLDERS IN THE SOCIAL ECONOMY AND INNOVATION
(COM(2011)682 TO /3; SEC(2011)1278; SEC(2011)1282; RCC(2011)1002)**

The Commission approved the communication in COM(2011)682/3 for transmission to the European Parliament, the Council, the European Central Bank,

the Economic and Social Committee, the Committee of the Regions and the European Data Supervisor, and to the national parliaments, together with the document in staff paper SEC(2011)1278, the contents of which were noted.

11. PROPOSAL FOR A DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL ON THE ANNUAL FINANCIAL STATEMENTS, CONSOLIDATED FINANCIAL STATEMENTS AND RELATED REPORTS OF CERTAIN TYPES OF UNDERTAKINGS

(COM(2011)684 AND /2; SEC(2011)1289 (PART I) AND /2 (PART II); SEC(2011)1290 (PARTS I AND II); SEC(2011)1288 (PARTS I AND II); SEC(2011)1286; RCC(2011)1002)

The Commission adopted the proposal for a Directive in COM(2011)684/2, for transmission to the European Parliament, the Council, the Economic and Social Committee and the national parliaments, and, for information, to the European Central Bank, the Committee of the Regions and the European Data Protection Supervisor, together with the impact assessment and the summary thereof in staff papers SEC(2011)1289 (part I) and /2 (part II), and SEC(2011)1290 (parts I and II), the contents of which were noted.

It also took note of the opinion of the Impact Assessment Board on the above proposal for a Directive, as set out in SEC(2011)1288 (parts I and II).

12. PROPOSAL FOR A DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL AMENDING DIRECTIVE 2004/109/EC ON THE HARMONISATION OF TRANSPARENCY REQUIREMENTS IN RELATION TO INFORMATION ABOUT ISSUERS WHOSE SECURITIES ARE ADMITTED TO TRADING ON A REGULATED MARKET AND COMMISSION DIRECTIVE 2007/14/EC

(COM(2011)683 AND /2; SEC(2011)1279; SEC(2011)1280; SEC(2011)1289/2

(PART II); SEC(2011)1290 (PART II); SEC(2011)1281; SEC(2011)1283; RCC(2011)1002)

The Commission adopted the proposal for a Directive in COM(2011)683/2, for transmission to the European Parliament, the Council, the European Central Bank, the Economic and Social Committee and the national parliaments, and, for information, to the Committee of the Regions and the European Data Protection Supervisor, together with the impact assessment and the summary thereof in staff papers SEC(2011)1279, SEC(2011)1289 (part II), SEC(2011)1280 and SEC(2011)1290 (part II), the contents of which were noted.

It also took note of the opinion of the Impact Assessment Board on the above proposal for a Directive, as set out in SEC(2011)1281.

13. COMMISSION COMMUNICATION TO PARLIAMENT AND THE COUNCIL – SMART BORDERS – OPTIONS AND THE WAY AHEAD (COM(2011)680 AND /2; SEC(2011)1275; RCC(2011)1003)

The Commission approved the communication in COM(2011)680/2, for transmission to the European Parliament and the Council and, for information, to the national parliaments.

14. OTHER BUSINESS

Referring to the European Council meeting on 23 October 2011, Ms KROES said that she hoped the Commission Members would support the move to reinforce the role of the Commissioner responsible for economic and monetary affairs in the area of economic governance, as announced by the Commission in its "roadmap to stability and growth" on 12 October and welcomed by the European Council. In relation to this, Mr ALMUNIA mentioned the sequence of meetings and decisions planned over the next few days and weeks. Ms REDING wound up the brief

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exchange of views by saying that the PRESIDENT might raise this matter again if necessary, and confirmed the Commission's readiness to lend him their support.

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The meeting closed at 13.45.