



Council of the  
European Union

Brussels, 19 October 2018  
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**DRAFT MINUTES**  
COUNCIL OF THE EUROPEAN UNION  
(Environment)  
9 October 2018

## CONTENTS

### Page

1.	Adoption of the agenda .....	4
2.	Approval of "A" items	
a)	Non-legislative list .....	4
b)	Legislative list (Public deliberation in accordance with Article 16(8) of the Treaty on European Union).....	5

### Legislative deliberations

3.	Regulation on CO2 standards for cars and vans (recast).....	6
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### Non-legislative activities

4.	Conclusions on the preparations for the United Nations Framework Convention on Climate Change (Katowice, Poland, 2-14 December 2018) .....	6
5.	Conclusions on the Convention on Biological Diversity (CBD) (Sharm El-Sheikh, Egypt, 17-29 November 2018): .....	6
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	

### Legislative deliberations

6.	Regulation on CO2 standards for heavy-duty vehicles.....	7
----	--	---

**Any other business**

7.	a)	Current legislative proposals.....	7
		Directive on single-use plastics	
	b)	Reports on main recent international meetings.....	7
		i) 67th Meeting of the International Whaling Commission (IWC 67) (Florianopolis, Brazil, 10-14 September 2018)	
		ii) United Nations High-level Political Forum on Sustainable Development (New York, 9-18 July 2018)	
	c)	Berlin Declaration on nanomaterials.....	7
	d)	Outcome of the high-level environment conference "Earth Innovation Forum" (Tallinn, 5 September 2018) and of the second Joint Preparatory Retreat of the Bureaux of the UN Environment Assembly and of the Committee of Permanent Representatives (Tallinn, 6-7 September 2018).....	7
	e)	Adoption of measures at EU level to tackle air pollution related to the import of used cars .....	7
	f)	The Clean Air Programme – to protect health, climate and environment – for co- financing of new heat sources and thermal modernisation of single-family buildings in Poland.....	7
		ANNEX - Statements for the Council minutes.....	8

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## 1. Adoption of the agenda

The Council adopted the agenda set out in 12480/18.

Item 4 was discussed in public session.

## 2. Approval of "A" items

### a) Non-legislative list

12482/18

The Council adopted the "A" items listed in 12482/18 including COR and REV documents presented for adoption. Statements related to these items are set out in the Addendum.

For the following items the documents should read as follows:

### Telecommunications

3. Conclusions on Public Private partnerships in the EU  
(CoA SR No 9/2018)  
*Adoption*  
approved by Coreper, Part 1, on 26.09.2018

**12169/2/18 REV 2**  
TELECOM

### Delegated or Implementing Acts

#### Internal Market and Industry


14. Commission Regulation (EU) .../... of XXX amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards bis (2-ethylhexyl) phthalate (DEHP), dibutyl phthalate (DBP), benzyl butyl phthalate (BBP) and diisobutyl phthalate (DIBP)  
*Decision not to oppose adoption*  
approved by Coreper, Part 1, on 26.09.2018

12089/18 + **ADD 1**  
11541/18 + ADD 1  
COMPET  
ENV


**b) Legislative list (Public deliberation in accordance with Article 16(8) of the Treaty on European Union)**

12484/18

Agriculture


1. **Regulation amending Regulation (EC) No 110/2008 as regards nominal quantities for shochu**  12278/1/18 REV 1  
*Adoption of the legislative act*  
approved by SCA on 01.10.2018  
PE-CONS 56/18  
+ **PE-CONS 56/1/18 REV 1 (de)**  
AGRI

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 114 TFEU).

2. **Decision on EU seed equivalence for Brazil and the Republic of Moldova**  12470/18  
*Adoption of the legislative act*  
approved by Coreper, Part 1, on 03.10.2018  
PE-CONS 32/18  
AGRILEG  
SEMENCES

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: Article 43(2) TFEU).

Economic and Financial Affairs

3. **Regulation adapting the financial envelope of the Structural Reform Support Programme (SRSP 2.0)**  12471/18 + ADD 1  
*Adoption of the legislative act*  
approved by Coreper, Part 2, on 03.10.2018  
PE-CONS 58/18  
+ **PE-CONS 58/2/18 REV 2 (de)**  
ECOFIN

The Council approved the European Parliament's position at first reading and the proposed act has been adopted, pursuant to Article 294(4) of the Treaty on the Functioning of the European Union. (Legal basis: third paragraph of Article 175 and Article 197(2) TFEU).

Statements related to this item are set out in the Annex.

## Legislative deliberations

(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)

3. **Regulation on CO2 standards for cars and vans (recast)** 12627/18  
*General approach* 14217/17  
+ ADD 1  
14217/1/17 REV 1  
+ ADD 1 REV 1

The Council adopted a general approach. The text as agreed following the discussion at Council was issued in doc. 12903/18.

Ireland, Luxembourg, Netherlands and Slovenia stated their intention to vote against.

Bulgaria, Denmark, Hungary and Malta stated their intention to abstain.

Ireland, Denmark, Luxembourg, Netherlands, Slovenia and Sweden made a joint statement concerning their positions as set out in the Annex.

## Non-legislative activities

4. **Conclusions on the preparations for the United Nations Framework Convention on Climate Change (Katowice, Poland, 2-14 December 2018)** 12631/18  
*Adoption*  
(Public debate proposed by the Presidency (Article 8(2) of the Council's Rules of Procedure))

The Council adopted the conclusions as set out in doc. 12901/18.

The Council addressed the non-legislative discussion item 5

5. Conclusions on the Convention on Biological Diversity (CBD) 12808/18  
(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*

## **Legislative deliberations**

**(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)**

6. **Regulation on CO2 standards for heavy-duty vehicles** 12347/18  
*Policy debate* 8922/1/18 REV 1  
+ ADD 1 REV 1

The Council held a policy debate on the Commission's proposal on setting CO2 standards for Heavy Duty Vehicles on the basis of the questions set out in doc.12347/18

## **Any other business**

7. a) **Current legislative proposal**  
(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)

**Directive on single-use plastics** 9465/18 + ADD 1  
*Information from the Presidency*

The Council took note of the information provided by the Presidency on the above legislative proposal, on which work will continue in the next months, and of delegations' intervention.

The Council addressed the following 'Any other business' items (7b)-f))

- b) Reports on main recent international meetings
- i) 67th Meeting of the International Whaling Commission (IWC 67) (Florianopolis, Brazil, 10-14 September 2018) 12765/18
  - ii) United Nations High-level Political Forum on Sustainable Development (New York, 9-18 July 2018) 12803/18
- Information from the Presidency and the Commission*
- c) Berlin Declaration on nanomaterials 12487/1/18 REV 1  
*Information from the German delegation, supported by the French and Luxembourg delegations*

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|----|--|----------|
| d) | Outcome of the high-level environment conference "Earth Innovation Forum" (Tallinn, 5 September 2018) and of the second Joint Preparatory Retreat of the Bureaux of the UN Environment Assembly and of the Committee of Permanent Representatives (Tallinn, 6-7 September 2018)<br><i>Information from the Estonian delegation</i> | 12699/18 |
| e) | Adoption of measures at EU level to tackle air pollution related to the import of used cars<br><i>Information from the Bulgarian, Polish and Slovak delegations</i>  | 12681/18 |
| f) | The Clean Air Programme – to protect health, climate and environment – for co-financing of new heat sources and thermal modernisation of single-family buildings in Poland<br><i>Information from the Polish delegation</i>  | 12682/18 |



First reading



Item based on a Commission proposal



Public debate proposed by the Presidency (Article 8(2) of the Council's Rules of Procedure)

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**Statements to the legislative "A" items set out in 12484/18**

**Ad "A" item 3:**        **Regulation adapting the financial envelope of the Structural Reform Support Programme (SRSP 2.0)**  
*Adoption of the legislative act*

**JOINT STATEMENT BY THE EUROPEAN PARLIAMENT, THE COUNCIL AND THE COMMISSION**

"As regards financing the increase of the financial envelope for the Structural Reform Support Programme and without prejudice to the powers of the budgetary authority, the European Parliament, the Council and the Commission have agreed as follows:

1. EUR 40 million will be financed through the budget line of the SRSP located in Heading 1b (13.08.01) of the MFF (Economic, social and territorial cohesion) by mobilising the Global margin for commitments in accordance with Article 14 of the MFF Regulation (EU, Euratom) No 1311/2013 in the framework of the budgetary procedure pursuant to Article 314 TFEU;
2. EUR 40 million will be financed through the budget line of the SRSP located in Heading 2 (13.08.02) of the MFF (Sustainable Growth: Natural Resources) by redeployments other than technical assistance and Rural Development within this Heading and without having recourse to the margins. The exact sources for such redeployments will be further specified in due course having regard to the negotiations of the budgetary procedure for the 2019 budget."

**STATEMENT BY THE COMMISSION**

"The Commission will identify and propose redeployments of EUR 40 million in Heading 2 of the MFF (Sustainable Growth: Natural Resources) in the amending letter to the draft general budget 2019.

The Commission intends to propose the mobilisation of the Global Margin for Commitments in accordance with Article 14 of the MFF Regulation (EU, Euratom) No 1311/2013 in the framework of the budgetary procedure for 2020 pursuant to Article 314 TFEU."

**Statements to the legislative "B" items set out in 12480/18**

**Ad "B" item 3:**        **Regulation on CO2 standards for cars and vans (recast)**  
*General approach*

**STATEMENT BY IRELAND, DENMARK, LUXEMBOURG, NETHERLANDS,  
SLOVENIA AND SWEDEN**

"We are disappointed that the outcome of deliberations (general agreement reached) on the CO2 and Cars and Vans proposal at Environment Council today did not reflect the desire for greater ambition so many Ministers had clearly voiced at our last Council and today.

It is especially disappointing that the Council of Environment Ministers of the EU responded to yesterday's UN IPCC Report with a reluctance to prioritise the action necessary to deliver the necessary cuts in emissions to deliver on our Paris commitments and secure the long term future of the European industry.

The target reductions agreed here will allow the EU manufacturing industry to lose momentum at a time when the industry worldwide is on the brink of transformative change. The pace of transition to zero and low emission vehicles in Europe has been too slow. This regulation should provide us with the means and the opportunity to address this.

We hope that this clearly stated ambition will be revived as we work through this proposal with Parliament."

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