



**COUNCIL OF
THE EUROPEAN UNION**



11104/09 (Presse 181)

PROVISIONAL VERSION

PRESS RELEASE

2952nd Council meeting

Agriculture and Fisheries

Luxembourg, 22-23 June 2009

President

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Czech Minister for Agriculture

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11104/09 (Presse 181)

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Main results of the Council

The Council adopted conclusions on areas with natural handicaps and on the quality of agricultural products.

The Council reached political agreement on a proposed regulation on the welfare of animals at the time of slaughter or killing.

The Council adopted without discussion a regulation strengthening type-approval requirements for the general safety of motor vehicles in the EU.

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¹ Where declarations, conclusions or resolutions have been formally adopted by the Council, this is indicated in the heading for the item concerned and the text is placed between quotation marks. Documents for which references are given in the text are available on the Council's Internet site (<http://www.consilium.europa.eu>). Acts adopted with statements for the Council minutes which may be released to the public are indicated by an asterisk; these statements are available on the Council's Internet site or may be obtained from the Press Office.

PARTICIPANTS

The Governments of the Member States and the European Commission were represented as follows:

Belgium:

Ms Sabine LARUELLE

Minister for SMEs, the Self-Employed, Agriculture and Science Policy

Mr Kris PEETERS

Minister-President of the Flemish Government and Flemish Minister for Institutional Reform, Ports, Agriculture, Sea Fisheries and Rural Policy

Mr Benoît LUTGEN

Minister for Agriculture, Rural Affairs, the Environment and Tourism (Walloon Region)

Bulgaria:

Mr Valeri TSVETANOV

Minister for Agriculture and Food Supply

Czech Republic:

Mr Jakub ŠEBESTA

Minister for Agriculture

Mr Ivo HLAVÁČ

State Secretary for Agriculture

Denmark:

Ms Eva Kjer HANSEN

Minister for Food

Germany:

Ms Ilse AIGNER

Federal Minister for Food, Agriculture and Consumer Protection

Mr Gert LINDEMANN

State Secretary, Federal Ministry of Food, Agriculture and Consumer Protection

Estonia:

Mr Gert ANTSU

Deputy Permanent Representative

Ireland:

Mr Brendan SMITH

Minister for Agriculture, Fisheries and Food

Greece:

Mr Konstantinos KILTIDIS

State Secretary for Rural Development and Food

Spain:

Ms Elena ESPINOSA MANGANA

Minister for Minister for the Environment and the Rural and Marine Environment

Mr José Luis MARTÍNEZ-GUIJARRO

Minister for Agriculture and Rural Development of the Autonomous Community of Castile-La Mancha

France:

Mr Michel BARNIER

Minister for Agriculture and Fisheries

Italy

Mr Luca ZAIA

Minister for Agricultural and Forestry Policy

Cyprus:

Mr Michalis POLYNIKI CHARALAMBIDES

Minister for Agriculture

Ms Octavie MODERT

State Secretary for Relations with Parliament, State Secretary for Agriculture, Viticulture and Rural Development, State Secretary for Culture, Higher Education and Research

Latvia:

Mr Jānis DŪKLAVS

Minister for Agriculture

Lithuania:

Mr Kazimieras STARKEVIČIUS

Minister for Agriculture

Luxembourg:

Mr Fernand BODEN

Minister for Agriculture, Viticulture and Rural Development, Minister for Small and Medium-sized Businesses, the Liberal Professions and the Self-Employed, Tourism and Housing

Hungary:

Mr József GRÁF

Minister for Agriculture and Rural Development

Malta:

Mr George PULLICINO

Minister for Resources and Rural Affairs

Netherlands:

Ms Gerda VERBURG

Minister for Agriculture, Nature and Food Quality

Austria:

Mr Nikolaus BERLAKOVICH

Federal Minister for Agriculture, Forestry, the
Environment and Water Management

Pologne:

Mr Marek SAWICKI

Minister for Agriculture and Rural Development

Portugal:

Mr Jaime SILVA

Minister for Agriculture, Rural Development and Fisheries

Romania:

Mr Ilie SĂRBU

Minister of Agriculture, Forests and Rural Development

Slovenia:

Mr Milan POGAČNIK

Minister for Agriculture, Forestry and Food

Slovakia:

Mr Ján SLABÝ

State Secretary, Ministry of Agriculture

Finland:

Ms Sirkka-Liisa ANTILA

Minister for Agriculture and Forestry

Sweden:

Mr Eskil ERLANDSSON

Mr Rolf ERIKSSON

Minister for Agriculture

State Secretary to the Minister for Agriculture

United Kingdom:

Mr Jim FITZPATRICK

Minister of State for Food, Farming and the Environment

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Commission:

Ms Mariann FISCHER BOEL

Member

ITEMS DEBATED

AREAS WITH NATURAL HANDICAPS *Council conclusions*

The Council adopted conclusions on a Communication from the Commission: "Towards a better targeting of the aid to farmers in areas with natural handicaps" as set out in the Annex to document 10725/09.

The Council also took note of Commission statements in document 10725/09 ADD 1 and of statements made by some delegations.

The main objective of the Commission Communication is to invite Member States to carry out simulations on Less Favoured Areas (LFAs) delimitation based on the methodology set out in the Communication and to provide the Commission services with maps reflecting the results of those simulations.

The conclusions serve the purpose of recording Member States' agreement to carry out the simulations requested by the Commission, without prejudice to their final position on the future LFA Scheme.

The Communication reports on the work carried out by the Commission on reviewing the delimitation of intermediate less-favoured areas, in order to follow up on the revision of the LFA scheme undertaken in 2005 in the framework of Regulation (EC) No 1698/2005.

The new approach to LFA delimitation described in the Communication aims to increase transparency and accountability of the LFA scheme and to enhance equal treatment of beneficiaries across the EU, by introducing a set of eight biophysical criteria for determining whether an area is affected by natural handicaps.

AGRICULTURAL PRODUCTS QUALITY POLICY - Council conclusions

The Council adopted conclusions on a Communication from the Commission on **Agricultural products quality policy** ([10722/09](#)) and took note of the statements made by some delegations, which will be entered in the Council minutes.

FUTURE OF THE COMMON AGRICULTURAL POLICY (CAP) AFTER 2013

The Council took note of Presidency's conclusions, supported by a number of delegations, on the future of the CAP and especially direct payments, intending to send a clear political message on direct payments, but without in any way prejudging their future shape or the future Financial Perspectives ([10713/09](#)).

The conclusions concentrate in particular on:

- the future discussion on the function and role to be played by any future direct payments scheme,
- the wish to improve the direct payments scheme so that, to meet the challenges for agriculture after 2013, it is fair and legitimate, effective, easy to implement, and
- stressing that further discussions and in-depth analysis will be necessary.

PROTECTION OF ANIMALS AT THE TIME OF KILLING

The Council reached political agreement on a regulation improving welfare of animals at slaughter ([13312/08](#)).

The regulation aims at revising the legislation in force - Council Directive 93/119/EC on the protection of animals at the time of killing or slaughter in the light of new technical and scientific elements. It also introduces a new approach - mirroring the one followed in food safety field - increasing operator's responsibilities concerning welfare.

Directive 93/119/EC had not been substantially amended since its adoption although Community food safety legislation applicable to slaughterhouses, as well as hygiene rules for food of animal origin had meanwhile been profoundly amended by the adoption of several regulations in this field¹, including animal welfare requirements and checks for conformity.

The approved regulation aims therefore at reviewing the legislation with the following main objectives:

- to address new animal welfare concerns avoiding pain and minimising distress or suffering for the animals, in particular establishing more humane killing practices in case of eradication for contagious diseases;
- to update the stunning/killing requirements taking into account the most recent scientific data;
- to simplify the legislative framework in line with the food safety regulations by increasing operators' responsibilities.

Specific differences introduced by the new regulation:

- changing from a directive to a regulation: it provides for uniform and simultaneous application, avoiding administrative burdens and inequalities sometimes due to national transpositions and allowing faster implementation. It also establishes a single set of rules that will be more clear and easier to apply both for EU operators and trading partners;
- better integration of animal welfare concerns into the production process through the requirement of Standard Operating Procedures for operators and the appointment of Animal Welfare Officers in slaughterhouses to assist them in ensuring compliance with the rules laid down in the regulation;

¹ Regulations (EC) No 852/2004, 853/2004, 854/2004 and 882/2004 respectively.

- increasing the level of competence of the operators and officials concerned, proper training and delivering of certificates of competence for personnel involved in killing and related operations;
- updating of a number of technical standards in view of scientific progress;
- regular monitoring of stunning techniques efficiency;
- upgrade of the standards governing slaughterhouse construction and equipment. Animal welfare taken on board in the design of slaughterhouses;
- promotion of innovation and a common approach in relation to stunning and killing techniques;
- improving protection of animals during mass killing operations;
- in case of meat imported from third countries, an attestation accompanying the health certificate will be required, certifying that requirements at least equivalent to those laid down in Chapters II and III of the regulation have been met.

Community rules on animal welfare are among the strictest worldwide and intend to minimising distress and avoiding pain throughout the slaughtering process.

In 2004 and 2006 the European Food Safety Authority produced two scientific opinions suggesting a review of the legislation in force, to take into account the new technologies which had been developed. In addition, the World Organisation for Animal Health (OIE) adopted in 2007 the Terrestrial Animal Health Code which includes guidelines for the slaughter of animals and for the killing of animals for disease control purposes.

Every year, nearly 360 million pigs, sheep, goats and cattle as well as several billion poultry are slaughtered in EU for their meat. In addition, about 25 million animals are killed for their fur. The control of contagious diseases may also require the culling of thousands to millions of other animals.

OTHER BUSINESS

(a) Agriculture and Climate Change - Follow-up of CSD-17

- Request from the Netherlands delegation

The Council took note of a number of suggestions put forward by the Netherlands delegation¹ to follow-up on the outcome of CSD-17 with a view to the 15th Conference of the Parties (COP15)² to the UN Framework Convention on Climate Change to be held in Copenhagen in December ([11103/09](#)).

The United Kingdom delegation took this opportunity to circulate a report on climate change impact on its territory.

(b) 25th Conference of EU paying agencies - conclusions (Prague, 22-24 April 2009)

- Information from the Presidency

The Council noted the conclusions of the 25th Conference of EU Paying Agencies convened by the Czech Presidency in Prague from 22 to 24 April 2009 ([11106/09](#)).

(c) Balance within the agri-food chain

- Request from the French delegation

The Council took note of the views expressed by the French delegation regarding the balance in the agri-food sectors, supported by several delegations ([11157/09](#)).

As on 25 May, Commissioner Fischer Boel gave an overview of the initiatives taken by the Commission since last year. She referred in particular to the Commission's roadmap to improve the functioning of the food supply chain and to the work carried out by the High Level Group on Competitiveness of the Agro-Food Industry. She also indicated that the final report on the Commission's actions was expected for the end of 2009.

¹ On 25 May, the Council already took note of the information provided by the Presidency on the outcome of United Nations 17th meeting of the Commission on Sustainable Development (UN CSD-17) which took place in UN headquarters in New York from 4 to 15 May 2009 and was chaired by Ms Gerda Verburg, Minister for Agriculture, Nature and Food Quality of the Netherlands.

² COP15 should finalise an agreement on the framework for combating climate change after 2012, when current commitments under the Kyoto protocol end.

(d) Pesticides: Active substances

- Oral information from the Presidency

The Council took note of the Presidency's information on the following seven proposals designed to include or not certain active substances in plant protection products on a positive list:

- proposal for a directive amending directive 91/414/EEC to **include tetraconazole** as active substance ([10254/09](#));
- proposals for decisions concerning the **non-inclusion** of the following substances in Annex I to directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing those substances:
 - bifenthrin ([10260/09](#))
 - diphenylamine ([10255/09](#))
 - metam ([10258/09](#))
 - paraffin oils CAS 64742-46-7, CAS 72623-86-0 and CAS 97862-82-3 ([10261/09](#))
 - paraffin oil CAS 8042-47-5 ([10263/09](#))
 - triazoxide ([10257/09](#)).

Active substances to be used as plant protection products are assessed and authorised at Community level under directive 91/414, which established a harmonised framework for the authorisation and placing on the market of plant protection products. Authorised substances are listed in Annex I to the directive. The inclusion of an active substance in Annex I is decided by the Commission - on the basis of risk assessments carried out by the European Food Safety Authority - subject to the opinion of the experts of the Standing Committee on the Food Chain and Animal Health (SCoFCAH).

As the SCoFCAH did not provide an opinion supported by the majority required on any of the seven proposals, it is up to the Council to take the decisions in the coming weeks.

(e) Proposal for a Regulation of the European Parliament and of the Council on the provision of food information to consumers

- Progress report from the Presidency

The Council took note of the Presidency's progress report on the proposal for a Regulation on the provision of food information to the consumers, which briefly describes the state of play of the discussions within the Council's preparatory bodies on this complex legislative dossier ([10641/09](#)).

The examination of the file will continue during the Swedish Presidency to reach an agreement within the Council, while waiting for the outcome of the European Parliament's first reading.

(f) Proposal for a Directive of the European Parliament and of the Council on the protection of animals used for scientific purposes

- Progress report from the Presidency

The Council took note of the Presidency's progress report on the Commission Proposal for a Directive of the European Parliament and of the Council on the protection of animals used for scientific purposes ([11101/09](#)).

(g) Proposal for a Regulation of the European Parliament and of the Council laying down the obligations of operators who place timber and timber products on the market

- Progress report from the Presidency

The Council took note of a Presidency's progress report on the state of play on this file as well as of the comments from some delegations and the Commission ([14482/08](#)).

OTHER ITEMS APPROVED

AGRICULTURE

Council agrees on new rules for novel foods

The Council approved a political agreement¹ on a draft regulation concerning novel foods, see [11218/09](#).

Placing on the market and use of feed

The Council adopted a regulation on the placing on the market and use of feed, following a first-reading agreement with the European Parliament ([11169/09](#)).

San José scale - Council conclusions

The Council adopted conclusions on the possibility to repeal legislations on San José scale and carnation leaf rollers ([10942/09](#)).

ECONOMIC AND FINANCIAL AFFAIRS

Council improves rules for EU investment funds

The Council adopted a directive on undertakings for collective investment in transferable securities (UCITS), following a first-reading agreement with the European Parliament ([11167/09](#)).

¹ The United Kingdom and Greece abstained, the Commission voted against.

TRANSPORT

Agreements on air services

The Council adopted decisions approving the conclusion of agreements on certain aspects of air services with the following countries: Australia, United Arab Emirates, Jordan, Armenia, Nepal, Israel, India and Pakistan.

The agreements are the result of negotiations carried out by the Commission under a mandate granted by the Council in June 2003 with a view to bringing member states' existing bilateral aviation agreements into line with Community law.

INTERNAL MARKET

Vehicles: type-approval system

- Safety of motor vehicles - Consumers and environmental protection

The Council adopted a regulation strengthening type-approval requirements for the general safety of motor vehicles in the EU ([3621/09](#) and [10820/09 ADD1](#)).

The new rules are intended to enhance safety by requiring the mandatory fitting of advanced technological features, and to improve environmental performance by reducing road noise and CO2 emissions from tyres.

The new requirements for type-approval will include the installation of tyre pressure monitoring systems, gear shift indicators and newly-manufactured tyres. As a general rule, these requirements will initially apply only to new vehicles, whereas existing vehicles will be allowed an additional time period to comply.

Furthermore, the mandatory installation of tyre pressure monitoring systems will initially apply only to passenger cars, and other advanced safety features will initially apply only to heavy goods vehicles.

The Commission will present an assessment of the technical and economic feasibility and market maturity of other advanced safety features by 1 December 2012, and every three years thereafter.

The regulation, whose adoption follows on from an agreement with the European Parliament at the first reading of the co-decision procedure, also simplifies existing rules with regard to type-approval methods by repealing 50 directives.

- Two or three-wheel motor vehicles - Tractors

The Council adopted codified versions of existing directives applying to type-approval of two or three-wheel motor vehicles and of agricultural or forestry tractors, for the purpose of their clarification and simplification.

The directives on two or three-wheel motor vehicles concern the space for mounting the rear registration plate ([3682/1/08](#)) **and** the installation of lighting and light-signalling devices ([3688/08](#)).

The directives on tractors concern the steering equipment ([3632/1/08](#)); the rear-view mirrors ([3635/1/08](#)); the maximum design speed of and load platforms ([3681/1/08](#)); the roll-over protection structures ([3683/4/08](#) + [3690/1/08](#)); the coupling device and the reverse ([3684/08](#)); the installation of lighting devices ([3685/1/08](#)); the component type-approval of lighting and light-signalling devices ([3689/08](#)); radio interferences and electromagnetic compatibility ([3686/1/08](#)); **and** certain other parts and characteristics of the tractors ([3631/2/08](#)).