

EUROPEAN PARLIAMENT

COMMITTEE ON THE ENVIRONMENT, PUBLIC HEALTH AND FOOD SAFETY

CO-ORDINATORS' RESULTS

- not to be-treated in full committee -

Tuesday, 10 July 2018, 9.00-9.45
Room JAN 4Q2

COORDINATORS' RESULTS

11.7.2018

Present:

Ms Vălean, Chair
Mr Liese, Coordinator of the EPP group
Ms Dalli, Coordinator of the S&D group
Mr Piecha, Acting Coordinator of the ECR group
Mr Torvalds, Acting Coordinator of the ALDE group
Mr Eickhout, Coordinator of the Greens/EFA group
Ms Reid, Coordinator of the EFDD group

1. ADOPTION OF DRAFT AGENDA

The draft agenda was adopted in the form shown in these minutes

2. CHAIR'S ANNOUNCEMENTS

2.1 Main items discussed at last CCC

2.1.1 2019 Commission Work Programme

The Chair informed that, although 2019 will not be a standard year for legislative work, the Commission intends to put forward a work programme, which as usual will be preceded by a Declaration of Intent by President Juncker and a meeting of the College of Commissioners with the Conference of Committee Chairs in October.

2.2 Ambassadors Conference

The Chair informed that this year's conference will take place on Tuesday 4 September in the afternoon and one of the three topics will be climate change.

3. DECISIONS ON PROCEDURE

Reports

None

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Own-initiative reports

None

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Legislative opinions

- 1. Proposal for a Council decision on the conclusion, on behalf of the European Union, of the Agreement to prevent unregulated high seas fisheries in the Central Arctic Ocean**
ENVI/8/13700 - *** 2018/0239(NLE) COM(2018)0453
Responsible: PECH

Decision taken: *No opinion*

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Non-legislative opinions

None

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Documents received for information

- 2. Report from the Commission Regulation (EC) No 2173/2005 of 20 December 2005 on the establishment of a FLEGT licensing scheme for imports of timber into the European Community Annual synthesis report for the year 2016 - COM(2018)0448**

Decision taken *No action needed, for information only*

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Other documents received

- 3. COUNCIL DECISION (EU) 2018/881 of 18 June 2018 requesting the Commission to submit a study on the Union's options for addressing the findings of the Aarhus Convention Compliance Committee in case ACCC/C/2008/32 and, if appropriate in view of the outcomes of the study, a proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1367/2006 - OJ L155 of 19/06/2018, p6**

4. DECISIONS ON URGENT MATTERS

4.1 State of play on cooperation between committees

The Chair informed that at its meeting of 5 July the Conference of Presidents endorsed the CCC recommendations on the competences for the MFF programmes.

As regards the Health Programme, the share of competences between EMPL and ENVI were agreed and ENVI was granted Rule 54 with exclusive and shared competences. The issue of separating the Health programme from ESF+ was not raised and will be discussed in September.

4.2 *Composition of the delegation to China*

Decision taken: *Coordinators decided to request to the Conference of Presidents an additional seat for the mission to China, so that the ETS rapporteur, Ms Girling, could also take part in the mission.*

5. DECISIONS RELATED TO NON LEGISLATIVE MATTERS

5.1 *ENVI missions in the 1st semester 2019*

Decision taken: *Coordinators decided to visit ECDC in Stockholm on 28 February-1 March 2019 (3 MEPs under Agency quota: EPP, ECR, GUE/NGL).*

Coordinators decided not to organise additional missions in the first semester 2019.

5.2 *Human Rights Week - Possible exchange of views in ENVI*

Decision taken: *Coordinators decided to organize an exchange of views in ENVI on 19-20 November with Dr Tedros Adhanom Ghebreyesus, WHO Director-General in the context of the Human Rights Week.*

6. PROPOSALS FOR DECISION WITHOUT DEBATE

6.1 *Decisions on procedure*

6.1.1 *Motions for resolution Rule 133*

None

6.2 *Petitions for opinion*

None

6.3 *Deadline for proposing candidates for EP representatives in the EMA Management Board*

Decision taken: *To set a deadline for political groups to propose candidates to the secretariat by Friday, 14 September at 12 noon. Candidates would need to provide a CV, a motivation letter and declaration of interests.*

7. POINTS FOR INFORMATION

7.1 *On-going INI reports in ENVI*

The file included the list of on-going INI reports.

7.2 *Petitions for information*

None

7.3 *Rolling check-list on reporting and review clauses in EU legislation*

The updated rolling check-list was included in the file.

7.4 *Case-law of interest for the ENVI Committee*

- **Judgement of 21 June 2018 in Case C-5/16, *Poland v. Parliament and Council (MSR)***

The file included an information note from the EP Legal Service on the judgment of the Court confirming that Decision 2015/1814 concerning the Market Stability Reserve for the EU ETS is valid. The EP and Council adopted a structural solution to tackle the oversupply of allowances, creating a market stability reserve. Following the initial proposal of the Commission, endorsed by the conclusions of the European Council of October 2014, the MSR Decision would have become operational only as from 2021. However, the EU legislature opted for an earlier starting date (2019). Poland challenged the validity of the MSR Decision on the grounds that it has an incorrect legal basis, infringes the principle of sincere cooperation and the powers of the European Council, the principle of proportionality and legal certainty. The Court of Justice dismissed the application, thereby confirming the validity of the MSR.

- **Case C-557/15, *Commission v. Republic of Malta***

The Birds Directive provides that Member States must take the requisite measures to establish a general system of protection for several bird species. Nevertheless, Member States may derogate from that obligation where there is no other satisfactory solution, to permit, under strictly supervised conditions and on a selective basis, the capture, keeping or other judicious use of certain birds in small numbers. In 2014 and 2015, Malta adopted several measures which enable it to benefit from the derogation laid down in the Directive. Those measures authorise the capture of seven species of finches by means of traditional nets ('clap-nets'), subject to compliance with certain conditions. The Commission considered that the derogation regime laid down by Malta in the course of those two years did not meet the conditions of the Directive. It therefore decided to bring an action for failure to fulfil obligations against that Member State before the Court of Justice. The Court ruled that by adopting a certain derogation regime allowing the capture of seven species of wild birds, Malta had failed to fulfil its obligations under EU law. That regime did not comply with the strict conditions laid down by the Directive on the conservation of wild birds.

7.5 *Documents recently published by the European Court of Auditors*

None

7.6 *State of play of annual scrutiny plan*

The updated 2018 scrutiny plan was included in the file.

7.7 *Use of ENVI expertise budget in 2018*

An overview of ENVI expertise budget use for the first half of 2018 was included in the file.

7.8 *Indicative timetable of ENVI votes on major files until end of legislature*

An overview of the planned work on major files and MFF files until the end of the legislature was included in the file.

8. ANY OTHER BUSINESS

None

9. NEXT COORDINATORS' MEETING

Thursday, 30 August 2018, 9.00-9.30