



Committee on Legal Affairs

JURI_PV(2017)0228_1

MINUTES

Meeting of 28 February 2017, 15.00-18.30
BRUSSELS

The meeting opened at 15:07 on Tuesday, 28 February 2017, with Pavel Svoboda (Chair) presiding.

28 February 2017, 15.00 – 17.15

1. Adoption of agenda

The agenda was adopted, amended as shown below.

2. Chair's announcements

Members were informed that Mr Martin SCHULZ notified the President of his intention to resign his seat as Member of the European Parliament, with effect from 11 January 2017. Pursuant to Rule 4 of the Rules of procedure, the Committee on Legal Affairs has to determine whether this resignation is in accordance with the Act of 20 September 1976. Since no meeting of the Committee was held before the next part-session following the notification, The Chair examined as rapporteur the resignation and verified that it was in accordance with the Act of 20 September 1976 and informed the President accordingly, in accordance with Rule 4(3).

3. Approval of minutes of meetings

- 12 January 2017
- 24 January 2017
- 30-31 January 2017

PV – PE597.497v01-00

PV – PE597.707v01-00

PV – PE599.688v01-00

The minutes were approved.

4. Consideration of draft report on Ratification and accession by Member States on behalf of the Union to the Protocol of 2010 to the International Convention on Liability and Compensation for Damage in connection with the Carriage of Hazardous and Noxious Substances by Sea with the exception of aspects related to judicial cooperation in civil matters

PV\1117604EN.docx

PE599.774v01-00

The following spoke: Pavel Svoboda (Rapporteur), Jytte Guteland.

- 5. Consideration of draft report on Ratification and accession by Member States on behalf of the Union to the Protocol of 2010 to the International Convention on Liability and Compensation for Damage in connection with the Carriage of Hazardous and Noxious Substances by Sea with regard to aspects related to judicial cooperation in civil matters**
JURI/8/03765 2015/0136(NLE)

See item 4 (items dealt with jointly).

The meeting followed at 15:16 with Jean-Marie Cavada (Vice-chair) presiding.

- 6. Report back to committee on Cross-border portability of online content services in the internal market**
JURI/8/05563 2015/0284(COD)

The following spoke: Jean-Marie Cavada (Rapporteur), Mady Delvaux.

- 7. Consideration of draft report on Common minimum standards of civil procedures**
JURI/8/03329 2015/2084(INL)

The following spoke: Emil Radev (Rapporteur), Norel Rosner (DG JUST), Diana Wallis (President of the European Law Institute), Mady Delvaux, Daniel Buda.

- 8. Consideration of draft report on Monitoring the application of EU law 2015**
JURI/8/09085 2017/2011(INI)

The following spoke: Kostas Chrysogonos (Rapporteur), Sylvia-Yvonne Kaufmann, Daniel Buda, Marie-Christine Boutonnet, M. Dacá (Deputy Head of Unit, Secretariat General of the European Commission).

At 16:10 the meeting followed with Pavel Svoboda (Chair) presiding.

- 9. Consideration of amendments on Protection of vulnerable adults**
JURI/8/03330 2015/2085(INL)

The following spoke: Joëlle Bergeron (Rapporteur), Patrizia da Luca (DG JUST).

- 10. Exchange of views on the EU accession to the Council of Europe Convention on preventing and combating violence against women and domestic violence**
JURI/8/08037 2016/0062(NLE)

The following spoke: Jiří Maštálka (Rapporteur), Jytte Guteland, Sabine Boehmert (DG PE599.774v01-00 2/10 PV\1117604EN.docx

JUST), Gilles Lebreton.

11. Consideration of amendments on Addressing geo-blocking and other forms of discrimination based on customers' nationality, place of residence or place of establishment within the internal market

JURI/8/06773 2016/0152(COD)

This item was postponed.

12. Exchange of views on the implementation of the Treaty provisions concerning national Parliaments

JURI/8/07125 2016/2149(INI)

The following spoke: Gilles Lebreton (Rapporteur), Sylvia-Yvonne Kaufmann, Pavel Svoboda.

13. Exchange of views on Cross-border restitution claims of works of art and cultural goods looted in armed conflicts and wars

JURI/8/09247

The following spoke: Pavel Svoboda (Rapporteur), Jytte Guteland (on behalf of Virginie Rozière), Angela Casasnovas y Sese (DG GROW).

Scrutiny of delegated acts and implementing measures

14. Commission Implementing Decision concerning the adoption of the work programme for 2017 and the financing for the implementation of the Justice Programme

The recommendation of the rapporteur not to submit any comments to the Commission was adopted.

15. Commission implementing regulation (EU) .../... of XXX laying down detailed rules for implementing certain provisions of Council Regulation (EC) No 207/2009 on the European Union trade mark

This item was postponed.

16. *Subsidiarity (Rule 42)*

Members took note of the following reasoned opinions received from national parliaments:

Proposal for a Directive of the European Parliament and of the Council establishing the European Electronic Communications Code (Recast) COM(2016)0590-2016/0288(COD)

- the Swedish Parliament

Proposal for a Regulation of the European Parliament and of the Council establishing the Body of European Regulators for Electronic Communications COM(2016)0591-2016/0286(COD)

- the French Senate

Proposal for a Council Directive on a Common Consolidated Corporate Tax Base (CCCTB) COM(2016)0683-2016/0336(CNS)

- the Senate of the Kingdom of the Netherlands
- the Netherlands House of Representatives
- the Luxembourg Chamber of Representatives
- the Maltese Parliament
- Dáil Éireann
- Seanad Éireann

Proposal for a Council Directive on a Common Corporate Tax Base COM(2016)0685-2016/0337(CNS)

- Dáil Éireann
- Seanad Éireann
- the Maltese Parliament
- the Luxembourg Chamber of Representatives
- the Netherlands House of Representatives
- the Senate of the Kingdom of the Netherlands

Proposal for a Council Directive amending Directive (EU) 2016/1164 as regards hybrid mismatches with third countries COM(2016)0687-2016/0339(CNS)

- the Senate of the Kingdom of the Netherlands
- the Netherlands House of Representatives

Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/31/EU on the energy performance of buildings COM(2016)0765-2016/0381(COD)

- the Senate of the Kingdom of the Netherlands
- the House of Representatives of the Kingdom of the Netherlands

28 February 2017, 17.15 – 17.45

***** Voting time *****

17. Cooperation between national authorities responsible for the enforcement of consumer protection laws (Text with EEA relevance)
JURI/8/06763 2016/0148(COD)

The following amendments were adopted: AM 4, AM 62, AM 67, COMP 1, AM 75, AM 78, AM 84, AM 86/87, AM 88, COMP 2, AM 92, AM 95 first part, AM 97, AM 6, AM 100, AM 7, AM 101, AM 104, AM 110, AM 111, AM 8, AM 9, AM 120, AM 10, AM 11, AM 12,

COMP 3, AM 123, AM 124, AM 125, AM 14, AM 127, AM 15, AM 16, AM 129, AM 130, AM 137, AM 138, COMP 4, AM 18, AM 144, COMP 5, AM 159, AM 20, AM 21/167, AM 168, AM 169, AM 170, AM 171, AM 172, COMP 6, AM 22, AM 23, AM 24, AM 25, AM 175, AM 176, AM 1, AM 2, AM 3, AM 26, AM 28, AM 29, AM 30, AM 31, AM 32, AM 33, AM 36, AM 38, AM 40, AM 41, AM 42, AM 43, AM 45, AM 47, AM 50, AM 51, AM 52, AM 55, AM 56, AM 57, AM 58.

The draft opinion was adopted as amended by 21 votes in favour, 2 votes against and no abstentions.

18. EU eGovernment action plan 2016-2020

JURI/8/08298 2016/2273(INI)

The following amendments were adopted: AM 1, AM 3, AM 4, AM 5, AM 6, AM 9, AM 8, AM 7, AM 10, AM 11, AM 12, AM 13, AM 14, AM 15, AM 17, AM 18, AM 16, AM 25, AM 27, AM 30, AM 29, AM 31, AM 32, AM 33, AM 28, AM 34, AM 36, AM 37, AM 35, AM 38, AM 39.

The draft opinion was adopted as amended by 19 votes in favour, 2 votes against and 2 abstentions.

19. Protection against dumped and subsidised imports from countries not members of the EU

JURI/8/08407 2016/0351(COD)

The draft opinion was rejected by 20 votes against, 3 votes in favour and no abstentions.

Codifications (Rule 103)

20. Annexes to the proposal for a regulation of the European Parliament and of the Council on the European Union trade mark (codification)

JURI/8/08341 2016/0345(COD)

The draft report was adopted unanimously by 23 votes in favour.

Recasts (Rule 104)

21. Standards for the reception of applicants for international protection (recast)

JURI/8/07295 2016/0222(COD)

The draft opinion in letter form was adopted by 21 votes in favour, 0 votes against and 2 abstentions.

***** End of vote *****

The meeting followed in camera at 17:51.

22. Verification of credentials (Rule 3)

The following spoke: Pavel Svoboda.

The Committee unanimously verified the credential of Mr José Ignacio Salafranca Sánchez-Neyra, who replaced Mr Pablo Zalba Bidegain, as from 3 January 2017 and M. Peter Kouroumbashev who replaced Mrs Iliana Iotova, as from 17 January 2017 and found them to be satisfactory.

23. Disputes involving Parliament (Rule 141)

- Case T-11/17, RK v Council

The following spoke: Therese Comodini Cachia (Rapporteur), Legal Service.

It was decided unanimously, by 19 votes in favour, to recommend to the President that Parliament should intervene in the proceedings before the General Court in defence of the validity of Regulation (EU, Euratom) No 1023/2013 amending the Staff Regulations.

- Case C-643/16 American Express

The following spoke: Therese Comodini Cachia (Rapporteur).

It was decided, by 18 votes in favour, 0 votes against and 2 abstentions, to recommend to the President that Parliament should submit observations in the proceedings pending before the Court of Justice in order to defend the validity of Directive (EU)2015/2366 on payment services in the internal market.

24. Request for waiver of the immunity of Marine Le Pen

JURI/8/08360

2016/2295(IMM)

Laura Ferrara (Rapporteur) took the floor. It was decided to waive the immunity of Marine Le Pen.

25. Any other business

26. Next meetings

- 27 February 2017, 17.30 – 18.30 (Brussels)
- 22 March 2017, 9.00 – 12.30 and 15.00 – 18.30
- 23 March 2017, 9.00 – 12.30

The meeting ended at 18:18.

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ПРИСЪСТВЕН ЛИСТ/LISTA DE ASISTENCIA/PREZENČNÍ LISTINA/DELTAGERLISTE/
ANWESENHEITSLISTE/KOHALOLIJATE NIMEKIRI/KATAΣΤΑΣΗ ΠΑΡΟΝΤΩΝ/RECORD OF ATTENDANCE/
LISTE DE PRÉSENCE/POPIS NAZOČNIH/ELENCO DI PRESENZA/APMEKLĒJUMU REĢISTRŠ/DALYVIŲ SĄRAŠAS/
JELENLÉTI ÍV/REGISTRU TA' ATTENDENZA/PRESENTIELIJST/LISTA OBECNOŠCI/LISTA DE PRESENÇAS/
LISTĂ DE PREZENȚĂ/PREZENČNÁ LISTINA/SEZNAM NAVZOČIH/LÄSNÄOLOLISTA/DELTAGARLISTA

Бюро/Mesa/Předsednictvo/Formandskabet/Vorstand/Juhatus/Προεδρείο/Bureau/Predsjedništvo/Ufficio di presidenza/Prezidijs/ Biuras/Elnökség/Prezydium/Birou/Predsednictvo/Predsedstvo/Puheenjohtajisto/Presidiet (*)
Pavel Svoboda, Jean-Marie Cavada, Laura Ferrara, Mady Delvaux
Членове/Diputados/Poslanci/Medlemmer/Mitglieder/Parlamendiliikmed/Μέλη/Members/Députés/Zastupnici/Deputati/Deputāti/Nariai/ Képviselők/Membri/Leden/Posłowie/Deputados/Deputați/Jäsenet/Ledamöter
Max Andersson, Joëlle Bergeron, Marie-Christine Boutonnet, Kostas Chrysogonos, Therese Comodini Cachia, Rosa Estaràs Ferragut, Sylvia-Yvonne Kaufmann, Gilles Lebreton, António Marinho e Pinto, Jiří Maštálka, Emil Radev, Julia Reda, Evelyn Regner, Axel Voss, Tadeusz Zwiefka
Заместници/Suplentes/Náhradníci/Stedfortrædere/Stellvertreter/Asendusliikmed/Αναπληρωτές/Substitutes/Suppléants/Zamjenici/ Supplenti/Aizstājēji/Pavaduojantysnariai/Póttagok/Sostituti/Plaatsvervangers/Zastępcy/Membros suplentes/Supleanți/Náhradníci/ Namestniki/Varajäsenet/Suppleanter
Daniel Buda, Pascal Durand, Evelyne Gebhardt, Jytte Guteland, Heidi Hautala, Virginie Rozière, Viktor Uspaskich, Tiemo Wölken

200 (2)
Pál Csáky
206 (3)
53 (6) (Точка от дневния ред/Punto del orden del día/Bod pořadu jednání (OJ)/Punkt på dagsordenen/Tagesordnungspunkt/ Päevakorra punkt/Ημερήσια Διάταξη Σημείο/Agenda item/Point OJ/Točka dnevnog reda/Punto all'ordine del giorno/Darba kārtības punkts/Darbotvarkės punktas/Napirendi pont/Punt Agenda/Agendapunt/Punkt porządku dziennego/Ponto OD/Punct de pe ordinea de zi/Bod programu schôdze/Točka UL/Esityslistan kohta/Föredragningslista punkt)

Наблюдатели/Observadores/Pozorovatelé/Observatører/Beobachter/Vaatlejad/Παρατηρητές/Observers/Observateurs/Promatrači/Osservatori/Novērotāji/Stebėtojai/Megfigyelők/Osservatori/Waarnemers/Obserwatorzy/Observadores/Observatori/Pozorovatelia/Opazovalci/Tarkkailijat/Observatörer

По покана на председателя/Por invitación del presidente/Na pozvání předsedy/Efter indbydelse fra formanden/Auf Einladung des Vorsitzenden/Εσίμεχε kutsel/Με πρόσκληση του Προέδρου/At the invitation of the Chair(wo)man/Sur l'invitation du président/Na poziv predsjednika/Su invito del presidente/Pēc priekšsēdētāja uzaicinājuma/Pirmininkui pakvietus/Az elnök meghívására/Fuq stedina tač-'Chairman'/Op uitnodiging van de voorzitter/Na zaproszenie Przewodniczącego/A convite do Presidente/La invitația președintelui/Na pozvanie predsedu/Na povabilo predsednika/Puheenjohtajan kutsusta/På ordförandens inbjudan

Съвет/Consejo/Rada/Rådet/Rat/Nōukogu/Συμβούλιο/Council/Conseil/Vijeće/Consiglio/Padome/Taryba/Tanács/Kunsill/Raad/Conselho/Consiliu/Svet/Neuvosto/Rådet (*)
Комисия/Comisión/Komise/Kommissionen/Kommission/Euroopa Komisjon/Επιτροπή/Commission/Komisija/Commissione/Bizottság/Kummissjoni/Commissie/Komisja/Comissão/Comisie/Komisia/Komissio/Kommissionen (*)
Други институции/Otras instituciones/Ostatní orgány a instituce/Andre institutioner/Andere Organe/Muud institutsioonid/Άλλα θεσμικά όργανα/Other institutions/Autres institutions/Druge institucije/Altre istituzioni/Citas iestādes/Kitos institucijos/Más intézmények/Istituzzjonijiet oħra/Andere instellingen/Inne instytucje/Outras Instituições/Alte instituții/Iné inštitúcie/Muut toimielimet/Andra institutioner/organ

Други учасници/Otros participantes/Ostatní účastníci/Endvidere deltog/Andere Teilnehmer/Muud osalejad/Επίσης Παρόντες/Other participants/Autres participants/Drugi sudionici/Altri partecipanti/Citi klātesošie/Kiti dalyviai/Más résztvevők/Partecipanti oħra/Andere aanwezigen/Inni uczestnicy/Outros participantes/Alți participanți/Iní účastníci/Drugi udeleženci/Muut osallistujat/Övriga deltagare

Секретариат на политическите групи/Secretaría de los Grupos políticos/Sekretariát politických skupin/Gruppemes sekretariat/Sekretariat der Fraktionen/Fraktsioonide sekretariaat/Γραμματεία των Πολιτικών Ομάδων/Secretariats of political groups/Secrétariat des groupes politiques/Tajništva klubova zastupnika/Segreteria gruppi politici/Politisko grupu sekretariāts/Frakcijų sekretoriai/Képviselőcsoportok titkársága/Sekretarjat gruppi politici/Fractiesecretariaten/Sekretariat Grup Politycznych/Secr. dos grupos políticos/Secretariate grupuri politice/Sekretariát politických skupin/Sekretariat političnih skupin/Poliittisten ryhmien sihteeristö/Gruppenas sekretariat	
PPE S&D ECR ALDE GUE/NGL Verts/ALE EFDD ENF NI	

Кабинет на председателя/Gabinete del Presidente/Kancelář předsedy/Formandens Kabinet/Kabinett des Präsidenten/Presidendi kantslei/Γραφείο Προέδρου/President's Office/Cabinet du Président/Ured predsjednika/Gabinetto del Presidente/Priekšsēdētāja kabinets/Pirmininko kabinetas/Elnöki hivatal/Kabinett tal-President/Kabinet van de Voorzitter/Gabinet Przewodniczącego/Gabinete do Presidente/Cabinet Președinte/Kancelária predsedu/Urad predsednika/Puhemiehen kabinetti/Talmannens kansli	
Кабинет на генералния секретар/Gabinete del Secretario General/Kancelář generálního tajemníka/Generalsekretærens Kabinet/Kabinett des Generalsekretärs/Peasekretäri büroo/Γραφείο Γενικού Γραμματέα/Secretary-General's Office/Cabinet du Secrétaire général/Ured glavnog tajnika/Gabinetto del Segretario generale/Generalsekretāra kabinets/Generalinio sekretoriaus kabinetas/Főtitkári hivatal/Kabinett tas-Segretarju Generali/Kabinet van de secretaris-generaal/Gabinet Sekretarza Generalnego/Gabinete do Secretário-Geral/Cabinet Secretar General/Kancelária generálneho tajomníka/Urad generalnega sekretarja/Pääsihteerin kabinetti/Generalsekreterarens kansli	
Генерална дирекция/Dirección General/Generální ředitelství/Generaldirektorat/Generaldirektion/Peadirektoraat/Γενική Διεύθυνση/Directorate-General/Direction générale/Glavna uprava/Direzione generale/Generāldirektorāts/Generalinis direktoratas/Főigazgatóság/Direttorat Generali/Direktoraten-generaal/Dyrekcja Generalna/Direcção-Geral/Direcții Generale/Generálne riaditeľstvo/Generalni direktorat/Päaosasto/Generaldirektorat	
DG PRES DG IPOL DG EXPO DG EPRS DG COMM DG PERS DG INLO DG TRAD DG INTE DG FINS DG ITEC DG SAFE	

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Секретариат на комисията/Secretaría de la comisión/Sekretariát výboru/Udvalgssekretariatet/Ausschusssekretariat/Komisjoni sekretariaat/Γραμματεία επιτροπής/Committee secretariat/Secrétariat de la commission/Tajništvo odbora/Segreteria della commissione/Komitejas sekretariāts/Komiteto sekretoriatas/A bizottság titkársága/Sekretariat tal-kumitat/Commissiesecretariaat/Sekretariat komišji/Sekretariado da comissão/Sekretariat comisie/Sekretariat odbora/Valiokunnan sihteeristö/Utskottssekretariatet
Robert Bray, Valeria Ghilardi, Alexander Keys, Magnus Nordanskog, Carine Piaguet, Francisco Ruiz Risueno, Andrea Scrimali, Kjell Sevón, Zampia Vernadaki
Сътрудник/Asistente/Asistent/Assistent/Assistenz/Βοηθός/Assistant/Assistente/Palīgs/Padējējas/Asszisztens/Asystent/Pomočnik/Avustaja/Assisterter
Silvia Jurigova

- * (P) = Председател/Presidente/Předseda/Formand/Vorsitzender/Esimees/Πρόεδρος/Chair(wo)man/Président/Predsjednik/Priekšsēdētājs/Pirmininkas/Elnök/Chairman/Voorzitter/Przewodniczący/Preşedinte/Predseda/Predsednik/Puheenjohtaja/Ordförande
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- (M) = Член/Miembro/Člen/Medlem./Mitglied/Parlamendiliige/Μέλος/Member/Membre/Član/Membro/Deputāts/Narys/Képviselő/Membru/Lid/Członek/Membro/Membru/Člen/Poslanec/Jäsen/Ledamot
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