PUBLIC

COUNCIL OF THE EUROPEAN UNION

Brussels, 22 October 2009

13481/09

LIMITE

PVCONS 47
JAI 603

DRAFT MINUTES

Subject : **2962nd** meeting of the Council of the European Union **(JUSTICE and HOME AFFAIRS)**, held in Brussels on 21 September 2009

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1. Adoption of the agenda

13333/09 OJ/CONS 47 JAI 589 COMIX 670

The Council adopted the agenda as set out in 13333/09.

2. Approval of the list of "A" items

13334/09 PTS A 39

The Council approved the "A" items listed in 13334/09, with the exception of items 1 and 2.

3. Establishment of a joint EU Resettlement Programme

(a) Communication from the Commission to the European Parliament and the Council on the establishment of a Joint EU Resettlement Programme

12986/09 ASILE 61
+ ADD 1
+ ADD 2

(b) Proposal for a Decision of the European Parliament and of the Council amending Decision No 573/2007/EC establishing the European Refugee Fund for the period 2008 to 2013 as part of the General programme "Solidarity and Management of Migration Flows" and repealing Council Decision 2004/904/EC

12985/09 ASILE 60 CADREFIN 45 CODEC 1062

= Presentation by the Commission and first exchange of views
(public deliberation pursuant to Article 8(1)(a))

After the presentation of the Communication and the related proposal for a Decision by the Commission, a first of exchange of views on the establishment of a Joint EU Resettlement Programme took place in Council.

4. Certain issues on Asylum in the European Union

(at the request of Germany)

The Council conducted a debate on the general course of current and future proposals in the field of asylum following a request by Germany.

5. Unaccompanied minors

– Exchange of views
(public debate pursuant to Article 8(3))
13211/09 ASIM 87

The Council held a debate on this item and confirmed that the issue of unaccompanied minors in the Member States represents an important challenge for Member States and raises issues of common concern which would benefit from closer cooperation and the development of common approaches. The Council also requested the relevant Council preparatory bodies, as well as the Commission, to take forward work already underway in order to ensure that the most complete picture possible is available to facilitate the development of that cooperation and those common approaches; and requested the Commission to prioritise the preparation of an action plan in the light of the outcome of that work with a view to its presentation early in 2010.

6. Follow-up to European Council Conclusions of 18/19 June 2009

(a) Report by the Commission

(b) Strengthening the operations of the FRONTEX Agency, particularly in the Mediterranean
(at the request of France)
13226/09 FRONT 66

The Council had a wide ranging discussion on the implementation of the commitments in the European Council Conclusions of 18-19 June and welcomed the progress that has been made. It confirmed that work should continue to be taken forward on these measures. The European Council will return to this issue at its meeting on 29 and 30 October. The Presidency will also continue work in the context of the preparation of the Stockholm Programme in accordance with the mandate which the European Council gave the Council in June.

7. **Communication from the Commission to the European Parliament and the Council on guidance for better transposition and application of Directive 2004/38/EC on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States**

(at the request of Denmark)

– Draft Council Conclusions
13268/09 JAI 586 MI 334 SOC 519
11815/09 MI 270 JAI 459 SOC 431

The Council adopted the draft Conclusions as set out in 13268/09.

8. **Any Other Business**

No items were raised under this heading.