COUNCIL OF THE EUROPEAN UNION

Brussels, 10 January 2002 (17.01)
(OR. fr)

14104/01

LIMITE

PV/CONS 67
JAI 145

DRAFT MINUTES

Subject: 2385th meeting of the Council (Justice, Home Affairs and Civil Protection)
held in Brussels on 16 November 2001
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1. **Adoption of the agenda**  
13935/01 OJ/CONS 65 JAI 142

The Council adopted the above-mentioned agenda.

2. **Approval of the list of "A" items**  
13978/01 PTS A 63

The Council approved the "A" items listed in 13978/01 PTS A 63, except for items 6 and 7 which were subject to a Danish parliamentary scrutiny reservation.

**Item 5** should read as follows:

5. **Draft Council report on the need to approximate the laws of the Member States in civil matters**  
13107/01 JUSTCIV 129  
+ COR 1 (de)  
+ COR 2 (el)  
+ **REV 1 (sv)**  
approved by Coreper, Part 2, on 7.11.01

3. **Proposal for a Council Framework Decision on the European arrest warrant and the surrender procedures between Member States**  
13999/01 COPEN 68 CATS 36

The Council continued its discussions on the European arrest warrant, focusing on the key questions outstanding, namely the scope of the warrant and the judicial appeals process.

The outcome of the discussions on the European arrest warrant is set out in 14247/01 COPEN 72 CATS 38.

4. **Proposal for a Council Framework Decision on combating terrorism**  
12647/3/01 DROIPEN 85 CATS 31 REV 3  
+ COR 1 (fr)

The outcome of the Council's discussions on the Framework Decision on combating terrorism is set out in 12647/4/01 DROIPEN 85 CATS 31 REV 4.
5. **Debate on implementation of the Tampere conclusions**  
13416/2/01 JAI 133 REV 2

The Council examined the evaluation report submitted by the Presidency (13416/2/01 JAI 133 REV 2) on progress made in implementing the Tampere conclusions and the communication from the Commission containing the updated scoreboard on progress on the creation of an area of "Freedom, Security and Justice" in the European Union (13554/01 JAI 135).

The Presidency report would be adapted in the light of the debate within the JHA Council with a view to its submission to the Laeken European Council. The Council also requested Coreper to continue its work in this area, in particular as regards Chapter VII (working methods).

6. **Approximation of sanctions**  
13957/01 DROIPEN 96

Owing to lack of time, this item was not discussed by the Council. The Council agreed to add it to the agenda of the Council meeting on 6/7 December 2001.

7. **Other business**  
– **SIS (Schengen Information System)**

The Council took note of a statement by the Austrian delegation (13920/01 SIS 98 COMIX 721) concerning the use of the SIS and the Schengen Convention to combat terrorism.
– European Judicial Atlas

The Council took note of a presentation by the Portuguese delegation on progress made with the European Judicial Network and the European Judicial Atlas.

– Elections in Denmark

The Council took note of the following statement made by the Danish delegation:

"Denmark informed the Council that as a result of the elections to the Danish Parliament all proposed bills had lapsed, including those concerning the implementation in Danish law of legal acts on the further development of Schengen, which the Council (Justice, Home Affairs and Civil Protection) adopted in May 2001. The bills in question are expected to be reintroduced immediately after the elections, to be held on 20 November 2001."