ADDENDUM to DRAFT MINUTES

Subject: 2827th meeting of the Council of the European Union (JUSTICE and HOME AFFAIRS), held in Brussels on 8 and 9 November 2007

1 The information from the Council minutes which is contained in this addendum is not confidential and may therefore be released to the public.
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"A" ITEMS

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Agenda items released to the public concerning the final adoption of Council acts

"A" items: (list: 14507/07 PTS A 46)

When finally adopting the "A" items relating to legislative acts, the Council agreed to enter the following in these minutes:

2. Council Decision establishing a Community Civil Protection Mechanism (recast)
   11163/1/07 REV 1 PROCIV 113 COSDP 555 SAN 140 COCON 20
   + COR 1 (ro)
   + REV 2 (pt)

   The Council adopted the above Decision. (Legal basis: Article 308 of the Treaty establishing the European Community and Article 203 of the Treaty establishing the European Atomic Energy Community.)

1. Statement by the Council and the Commission

   Re recital 17 and Article 8, paragraph 1, subparagraph 4 and paragraph 3, point (a)

   "The Council and the Commission recall that, under the "Joint declaration by the Council and the Commission of 29 September 2003 on the use of the Community Civil Protection Mechanism in crisis management referred to in Title V of the Treaty on the European Union" referred to in recital 17, the Presidency can, following consultations with the Member States and the Commission in the appropriate Council bodies, establish that the assistance requested by a third country falls within crisis management under Title V TEU and request on behalf of the Council civil protection assistance under the Mechanism".

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2 10639/03.
2. **Statement by the Council and the Commission**

Re recital 19

"The Council and the Commission note that the modalities, procedures and criteria referred to in recital 19 are contained in the "Modalities, procedures and criteria for making available to the Community Civil Protection Mechanism the content of the database of military assets and capabilities relevant to the protection of civilian populations"\(^3\), endorsed by the Council on 17 May 2004 as well as in the "General Framework for the use of Member States military or military chartered Transportation Assets and ESDP Coordination tools in Support of EU Disaster Response"\(^4\) and the "Military support to the EU disaster response- identification and coordination of available assets and capabilities"\(^5\) the "ways ahead" and the cover note of which were approved by the Council, respectively on 15 October 2006 and on 13 November 2006."

3. **Statement by the Council and the Commission**

Re recital 20 and Article 8, paragraph 7, subparagraph 5

"The Council and the Commission consider that the UN Guidelines referred to in recital 20 and in Article 8, paragraph 7, subparagraph 5, are to be understood as being the UN Guidelines on the Use of Military and Civil Defence Assets in Disaster Relief (Oslo Guidelines, as disseminated in May 2007) and the UN Guidelines on the Use of Military and Civil Defence Assets to Support United Nations Humanitarian Activities in Complex Emergencies (MCDA Guidelines, March 2003)".

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\(^3\) 6644/4/04 REV 4.
\(^4\) 8976/06.
\(^5\) 9462/3/06 REV 3.
4. **Statement by the Council**

Re Article 2, points (4) and (5)

"The Council invites the Commission to ensure that the Community teams active in the field can communicate with the MIC."

5. **Statement by the Council**

Re Article 10, subparagraph 2

"By "agreements" the Council understands agreements under Article 300 of the Treaty establishing the European Community."


12153/07 JUSTCIV 215 ACCTR 6

The Council adopted the above Decision. (Legal basis: Article 3(6) of the 2005 Act of Accession.)