



**COUNCIL OF  
THE EUROPEAN UNION**



7033/1/10 REV 1 (Presse 51)

## **PRESS RELEASE**

3000th Council meeting

### **Employment, Social Policy, Health and Consumer Affairs**

Brussels, 8 March 2010

President

**Celestino CORBACHO CHAVES**

Minister for Labour and Immigration of Spain

**Bibiana AÍDO ALMAGRO**

Minister for Equality of Spain

**Cristina GARMENDIA MENDIZÁBAL**

Minister for Science and Innovation of Spain

# **P R E S S**

---

Rue de la Loi 175 B – 1048 BRUSSELS Tel.: +32 (0)2 281 5394 / 6319 Fax: +32 (0)2 281 8026  
[press.office@consilium.europa.eu](mailto:press.office@consilium.europa.eu) <http://www.consilium.europa.eu/Newsroom>

7033/1/10 REV 1 (Presse 51)

1  
**EN**

## Main results of the Council

*The Council, holding its 3000th regular and formal meeting, agreed on a directive aiming to **protect healthcare workers against injuries and infections caused by needles and other sharp instruments**.*

*It held an exchange of views on the **preparation of the Spring European Council**, based on the Commission's EU2020 communication, a presidency background paper and contributions by the Employment Committee and the Social Protection Committee. The Council also held an exchange of views on the **preparation of the Tripartite Social Summit** which will take place on the eve of the Spring European Council.*

*The Council adopted the 2009/2010 **joint reports on employment**, as well as on **social protection and social inclusion** for 2010. Ministers were informed by the Commission of its report on **equality between women and men** for 2010.*

*Furthermore, the Council adopted conclusions on the **eradication of violence against women** in the European Union and held an exchange of views on this topic, several ministers remarking on the appropriateness of this step on the occasion of **International Women's Day**.*

*Ministers were informed and held an exchange of views on conclusions on **European researchers' mobility and careers** adopted by the Competitiveness Council on 2 March 2010.*

*Over lunch, ministers held a discussion on **youth employment policies**.*

*Without debate, the Council adopted the following acts:*

- *a decision establishing a EUR 100 million **European microfinance facility for employment and social inclusion** and another decision on the financing of the new facility;*
- *a directive **extending workers' rights to parental leave** from three to four months for each parent;*
- *the Council's first-reading position on a draft directive aimed at **improving the social protection of self-employed workers and of "assisting spouses"**.*

*The whole Council meeting was held in public and can be watched on the Council's videostreaming page: [morning](#) session, [afternoon](#) session.*

## CONTENTS<sup>1</sup>

<b>PARTICIPANTS</b> .....	<b>5</b>
---------------------------	----------

### **ITEMS DEBATED**

Prevention from sharp injuries in the hospital and healthcare sector .....	7
Preparation of the European Council: European strategy for growth and jobs .....	8
Preparation of the tripartite social summit.....	10
The eradication of violence against women.....	11
European researchers' mobility and careers .....	12
Youth employment policies .....	12
Any other business .....	13
Work programme of the Employment Committee 2010 .....	13
Work programme of the Social Protection Committee 2010.....	13
Simplification and future perspectives of the European Social Fund.....	13
Presidency Conferences .....	13

### **OTHER ITEMS APPROVED**

#### *SOCIAL POLICY*

– Extension of parental leave*.....	14
– Social protection of self-employed workers and assisting spouses* .....	14
– European microfinance facility* .....	15

#### *EMPLOYMENT POLICY*

– Mobilisation of the European Globalisation Adjustment Fund - Germany and Lithuania .....	15
--	----

- <sup>1</sup>
- Where declarations, conclusions or resolutions have been formally adopted by the Council, this is indicated in the heading for the item concerned and the text is placed between quotation marks.
  - Documents for which references are given in the text are available on the Council's Internet site (<http://www.consilium.europa.eu>).
  - Acts adopted with statements for the Council minutes which may be released to the public are indicated by an asterisk; these statements are available on the Council's Internet site or may be obtained from the Press Office.

*COMMON FOREIGN AND SECURITY POLICY*

- Tribunal for the former Yugoslavia – Support for implementation of the mandate ..... 16

*GENERAL AFFAIRS*

- Court of Justice, General Court, Civil Service Tribunal - rules of procedure ..... 16

*AGRICULTURE*

- Food law - regulatory procedure ..... 17

## **PARTICIPANTS**

The governments of the member states and the European Commission were represented as follows:

### **Belgium:**

Ms Joëlle MILQUET

Deputy Prime Minister and Minister for Employment and Equal Opportunities, responsible for Policy on Migration and Asylum

Mr Philippe COURARD

Minister for Internal Affairs and the Civil Service (Walloon Region)

### **Bulgaria:**

Mr Totyu MLADENOV

Minister for Labour and Social Policy

### **Czech Republic:**

Mr Petr ŠIMERKA

Minister for Labour and Social Affairs

Mr Michael KOCÁB

Minister for Human Rights

### **Denmark:**

Ms Inger STØJBERG

Minister for Employment and Minister for Equal Opportunities

### **Germany:**

Ms Ursula VON DER LEYEN

Federal Minister of Labour and Social Affairs  
State Secretary, Ministry for Family Affairs, Senior citizens, Women and Youth

Mr Josef HECKEN

### **Estonia:**

Mr Hanno PEVKUR

Minister for Social Affairs

### **Ireland:**

Mr Dara CALLEARY

Minister of State at the Department of Enterprise, Trade and Employment with special responsibility for Labour Affairs

### **Greece:**

Mr Andreas LOVERDOS

Minister for Employment and Social Security

### **Spain:**

Mr Celestino CORBACHO CHAVES

Minister for Labour and Immigration

Ms Bibiana AÍDO ALMAGRO

Minister for Equality

Ms Cristina GARMENDIA

Minister for Science and Innovation

Ms Inés ROJAS DE LÉON

Minister for Social, Health, Youth and Housing of Autonomous Community of Canarias

### **France:**

Mr Martin HIRSCH

High Commissioner for active solidarity against poverty,  
High Commissioner for youth

### **Italy:**

Mr Maurizio SACCONI

Minister for Labour, Health and Social Policy

### **Cyprus:**

Ms Sotiroulla CHARALAMBOUS

Minister for Labour and Social Insurance

### **Latvia:**

Mr Uldis AUGULIS

Minister for Welfare

### **Lithuania:**

Ms Audronė MORKŪNIENĖ

Deputy minister for Social Security and Labour

**Luxembourg:**

Mr Nicolas SCHMIT

Minister with responsibility for Foreign Affairs and Immigration

**Hungary:**

Mr László HERCZOG

Minister for Social Affairs and Labour

**Malta:**

Mr Joseph CASSAR

Minister for Health

**Netherlands:**

Mr Piet Hein DONNER

Minister for Social Affairs and Employment

**Austria:**

Mr Rudolf HUNDSTORFER

Federal minister for Labour, Social Affairs and Consumer Protection

**Poland:**

Ms Jolanta FEDAK

Mr Radosław MLECZKO

Minister for Labour and Social Affairs  
Deputy State Secretary, Ministry of Labour and Social Policy**Portugal:**

Ms Ana Paula ZACARIAS

Deputy Permanent Representative

**Romania:**

Mr Mihai Constantin SEITAN

Minister for labour, family and social protection

**Slovenia:**

Ms Anja KOPAČ MRAK

State Secretary, Ministry of Labour, Family and Social Affairs

**Slovakia:**

Mr Peter JAVORČÍK

Deputy Permanent Representative

**Finland:**

Ms Liisa HYSSÄLÄ

Ms Anni SINNEMÄKI

Minister for Social Affairs and Health  
Minister for Labour**Sweden:**

Mr Sven Otto LITTORIN

Mr Christer HALLERBY

Minister for Employment  
State Secretary, Ministry of Integration and Gender Equality**United Kingdom:**

Ms Angela EAGLE

Parliamentary Secretary to the Treasury

**Commission:**

Ms Viviane REDING

Mr László ANDOR

Máire GEOGHEGAN-QUINN

Vice-President

Member

Member

**ITEMS DEBATED****Prevention from sharp injuries in the hospital and healthcare sector**

In public deliberation, the Council agreed on a directive aimed at protecting healthcare workers against injuries caused by needles and other sharp instruments ([6635/10](#) + [6635/10 COR 1](#) + [6635/10 ADD 1](#) + [6635/10 ADD 2](#)).<sup>1</sup>

This directive gives legal effect to a framework agreement concluded by the European social partners in the healthcare and hospital sector HOSPEM (i.e. European Hospital and Healthcare Employers' Association) and EPSU (European Federation of Public Services Unions) on 17 July 2009.

The new directive will provide for an integrated approach to risk assessment, risk prevention, training, information, awareness-raising and monitoring and for response and follow-up procedures. If a risk assessment reveals a risk of injury, the workers' exposure must be eliminated by taking measures such as implementing safe procedures for using and disposing of sharp medical instruments and disposing of contaminated waste, eliminating the unnecessary use of sharps and banning the practice of recapping.<sup>2</sup>

The directive is expected to contribute to achieving the safest possible working environment in the hospital and healthcare sector. Injuries caused by needles and other sharp instruments are one of the most common and serious risks to healthcare workers in Europe and represent a high cost for health systems and society in general. According to healthcare experts, such injuries occur more than 1 million times per year, partly causing very serious consequences and sometimes leading to serious diseases.

Member states have three years in which to transpose the new directive into national law.

---

<sup>1</sup> These and other documents for which references are given in the text can be found in the public register of the Council by typing in the corresponding number  
<http://www.consilium.europa.eu/showPage.aspx?id=549&lang=en>

<sup>2</sup> The practice of recapping refers to needles without safety and protection mechanisms. Modern devices with safety mechanisms are not banned unless they pose a risk of injury.

**Preparation of the European Council: European strategy for growth and jobs**

The Council held an exchange of views on the European strategy for growth and jobs, with a view to prepare the Spring European Council of 25 and 26 March.

The new Commissioner for Employment and Social Affairs, László Andor, presented the Commission's communication "Europe 2020: A European strategy for smart, sustainable and inclusive growth".

Ministers in general welcomed the Commission's communication as a valuable basis for discussions with a view to the decisions to be taken on the new strategy which will follow the Lisbon strategy. While most ministers were in agreement with the Commission's suggestion that the new strategy should concentrate on a limited number of priority objectives, some pointed out that more explicit sub-targets could better address the specific national situation. In particular, they welcomed the proposed EU-level target for employment according to which 75% of the population aged 20-64 should have a job by 2020. Many ministers stressed the importance of women's participation in the labour market if the EU was to meet this target and maximise economic growth.

A large number of ministers also emphasised the importance of finding the most effective ways of reducing the impact of unemployment on young people and the elderly. The importance of education, lifelong learning and vocational training was highlighted in this respect. A number of ministers also noted the importance of job quality.

The need to strengthen efforts in the fight against poverty was also stressed. In this context, some ministers welcomed the proposed EU-level target (20 million fewer people should be at risk of poverty by 2020) as a strong signal of the EU commitment in the framework of the 2010 European year against poverty and social exclusion. Other ministers wondered if the EU target would be appropriate as it referred to relative, and not absolute, poverty. Several ministers warned that such a target could create disincentives to take up work if it was to be reached through redistributive policies.

Some ministers considered that the new EU-level targets should be supported with EU funds, such as the European Social Fund (ESF).

Many ministers agreed that strong governance mechanisms are required to closely monitor the implementation of the new strategy and that, the EPSCO Council should play a key role.

The presidency gave a summary of the debate which will be conveyed via Coreper 2 to the General Affairs Council on 22 March in preparation of the European Council.

The debate was based on the following documents:

- the Commission's communication on the EU 2020 strategy, adopted on 3 March ([7110/10](#));
- the presidency background paper setting out its reflections in the light of the outcome of the informal meeting of ministers for Employment and Social Security on 28 and 29 January in Barcelona ([6422/1/10 REV 1](#));
- contributions from the Employment and the Social Protection Committee ([6576/10](#)), ([6574/10](#)), presented by their respective chairmen, Bruno Coquet and Aurelio Fernández López.

The Council adopted the joint employment report 2009/2010 ([6575/10](#) + [6575/10 COR 1](#)) and the joint report on social protection and social inclusion 2010 ([6323/10](#) + [6323/10 ADD 1](#) + [6323/10 ADD 2](#)) and agreed to transmit them to the Spring European Council.

The joint employment report 2009/2010 gives an overview of the challenges which the employment policies of the member states face due to the need to adjust crisis measures within the framework of ongoing structural reforms. It draws from the reports submitted by the member states on the implementation of the employment part of their national reform programmes. The joint employment report will be submitted to the European Council which according to article 148(1) of the Treaty "considers the employment situation in the Union and adopts conclusions thereon, on the basis of a joint annual report by the Council and Commission".

The joint report on social protection and social inclusion 2010 calls for more effective social inclusion and social protection in line with the principles of access for all, adequacy and sustainability. It draws on the member states national reports on strategies for social inclusion, pensions, health care and long-term care which were submitted for the first time in an integrated form in 2006. The joint report notes that drawing on lessons of the crisis and of ten years of the Lisbon strategy there will be a need to foster sustainable growth along with job creation and social cohesion and to systematically assess progress of social outcomes.

The Council also took note of the Commission's report entitled "Equality between women and men, 2010" ([5056/10](#)). This report focuses, in particular, on gender equality and employment as a way to stimulate economic recovery and growth; the reconciliation of work and private life; promoting social inclusion through gender equality; and preventing and combating gender-based violence. This report will be forwarded to the Spring European Council for information.

### **Preparation of the tripartite social summit**

The Council held an exchange of views on the preparation of the Spring European Council, the Council's exchange of views also covered the preparation of the tripartite social summit to be held in Brussels on 25 March, prior to the Spring European Council.

The President of the European Council, Mr Herman van Rompuy, will also participate in the tripartite social summit as a special guest.

The presidency informed the Council that the tripartite social summit would provide the opportunity to discuss with the social partners the short-term exit strategies from the economic crisis and the EU's long-term challenges and policy responses. Those participating in the tripartite social summit are also expected to discuss how the European strategy for growth and jobs could renew focus on social cohesion, education, training, lifelong learning, innovation, research and development.

The presidency stressed the need for the EU, especially in the current crisis, to be committed to work with the social partners to develop a comprehensive roadmap for recovery and a genuine strategy to achieve long-term sustainable growth, while ensuring social cohesion, equity and upholding of the European social model.

The task of the tripartite social summit for growth and employment is to ensure that there is a continuous social dialogue between the Council, the Commission and the social partners at the highest level.

The tripartite social summit brings together the troika of heads of state and government of the current rotating presidency and the following two (i.e. on this occasion Spain, Belgium and Hungary), accompanied by the respective Employment ministers, the President of the European Commission and the Commissioner for Employment and Social Affairs and the presidents/general secretaries of the main European employers' and trade union organisations.

### **The eradication of violence against women**

The Council unanimously adopted a set of conclusions on the eradication of violence against women in the European Union, following an exchange of views ([6585/10](#)).

By adopting the conclusions, ministers called, inter alia, for:

- the promotion of the introduction of a free Europe-wide telephone number that could be used in member states to offer information and assistance to victims;
- consideration of the possibility of standardising national legislation on combating violence against women, based on the results of a forthcoming feasibility study; and
- the establishment of a European observatory on violence against women, building on existing institutional structures, with a view to collecting high-quality statistics to support policies.

During the debate, ministers agreed that violence against women had no place in a civilised society and must be made a thing of the past. They stressed the need of better statistics, better coordination and the exchange of good practices.

Many ministers highlighted the importance of preventive measures, including awareness-raising campaigns, the protection of victims, including children, and of efficient sanctions against perpetrators. Underlining the importance of consistency between the Europe's internal and external actions, many ministers also argued in favour of continuing to address the problem of violence against women in the external policies of the EU.

While underlining the diversity of the situations in the different member states, ministers also recognised that they faced similar challenges, including the widespread problem of domestic violence, and stressed that issues such as human trafficking also involved a cross-border dimension. It was therefore vitally important for the member states and the Commission to work together. Ministers also stressed the importance of addressing problems such as female genital mutilation, forced marriages and so-called honour crimes.

Eradicating gender-based violence and trafficking is one of the priorities in the Commission's roadmap for equality between women and men (2006-2010). Violence against women is also one of the critical areas of concern identified in the Beijing platform for action. The Commission also included "Dignity, Integrity and an End to Gender-Based Violence" among the principles listed in its recent "Women's Charter".

### **European researchers' mobility and careers**

The Council held an exchange of views on the mobility and careers of researchers, based on conclusions adopted by the Competitiveness Council on 2 March ([6362/2/10](#)).

The conclusions were presented to the EPSCO-Council by a delegation of ministers for Research (from the trio presidencies Spain, Belgium and Hungary, as well as from Luxembourg and Portugal). The conclusions are aimed at contributing to design and implement actions for promoting mobility, better working conditions and improved careers of researchers, with special emphasis on the social security aspects.

Several ministers stressed the need to eliminate the obstacles to the researchers' mobility and to guarantee them decent employment conditions by improving social security rights, including the portability of pension rights. Ministers also highlighted the relative small share of women in the European research community, pointing out that the lack of social security rights could mean, for example, that young women researchers were not entitled to paid maternity leave.

The presidency concluded the debate by urging the Commission to table specific initiatives in order to improve the working conditions of European researchers and facilitate their mobility.

### **Youth employment policies**

Over lunch, ministers had a discussion on youth employment policies. The discussion was based on a presidency background paper ([6842/10](#)) and the following questions:

- what, in your view, are the most effective ways of reducing the impact of unemployment on young people, and what can be done to ensure that they do not continue to be the group worst affected by labour market segmentation, with repercussions on job quality and on their ability to remain in work?
- to what extent and in what way should youth employment policies and action to combat unemployment as part of the strategy on growth and jobs be seen in the light of quantified reduction targets? Should specific indicators be set for young people?

**Any other business****Work programme of the Employment Committee 2010**

The Council took note of the work programme of the Employment Committee 2010.

**Work programme of the Social Protection Committee 2010**

The Council took note of the work programme of the Social Protection Committee 2010.

**Simplification and future perspectives of the European Social Fund**

Over lunch, Italy presented a note to the Council on the European Social Fund (ESF) ([6968/10](#)) with some ideas on the simplification and future prospects. Italy drew attention in particular to the fact that the funds available for 2009 under the ESF were not by far used up despite the fact that there has been a need for increased funds during the crisis, especially to help young people who are particularly hit by it.

**Presidency Conferences**

The presidency informed the Council about the outcome of the following conferences:

- (a) European Forum Beijing + 15 (Cadiz, 4 and 5 February 2010) ([6888/10](#))
- (b) European Women in Power Summit (Cadiz, 3 February 2010) ([6889/10](#))

## **OTHER ITEMS APPROVED**

### **SOCIAL POLICY**

#### **Extension of parental leave\***

The Council adopted a directive extending workers' rights to parental leave from three to four months for each parent ([16945/09](#) + [5922/1/10 REV 1](#)).

The new directive seeks to better match professional and family life and to promote gender equality on the labour market. It implements the revised framework agreement on parental leave concluded by the social partners at European level.

For more details, see [6641/10](#).

#### **Social protection of self-employed workers and assisting spouses\***

The Council adopted its first-reading position on a draft directive aimed at improving the social protection of self-employed workers and of "assisting spouses". Germany, Hungary and the United Kingdom abstained ([17279/09](#) + [17279/09 COR 1](#) + [17279/09 ADD 1](#) + [17279/09 ADD 1 COR 1](#) + [6324/10 ADD 1](#)).

The draft directive is aimed at improving the social protection of self-employed workers, with a view to removing disincentives to female entrepreneurship. It also seeks to improve the social protection of "assisting spouses", who often work in the self-employed sector without enjoying the corresponding rights.

For more details, see [7024/10](#).

### **European microfinance facility\***

The Council adopted a decision establishing a EUR 100 million European microfinance facility for employment and social inclusion (4/10 + [6778/10](#) + [6778/10 COR 1](#) + [6778/10 ADD 1](#)), following a first-reading agreement with the European Parliament. The Council also adopted a decision (3/10 + [6779/10](#) + [6779/10 COR 2](#) + [6779/10 ADD 1](#)) amending the Progress programme which would finance partially the new facility, while the rest of the funding would be taken from the budgetary margins. Germany voted against the two decisions

The two acts form part of the EU's response to the crisis. They are aimed at giving the unemployed the chance of a new start and at opening the way to entrepreneurship for persons who find it difficult or impossible to gain access to the conventional credit market, through microcredits of up to EUR 25 000.

For more details, see [6868/10](#).

### **EMPLOYMENT POLICY**

#### **Mobilisation of the European Globalisation Adjustment Fund - Germany and Lithuania**

The Council adopted three decisions mobilising a total amount of EUR 7.58 million under the European Globalisation Adjustment Fund (EGF), providing support for workers made redundant in the automotive manufacturing sector in Germany as well as in the buildings construction sector and the refrigerator manufacturing sector in Lithuania ([6110/10](#) + [6111/10](#) + [6112/10](#)). An amount of EUR 6.20 million is earmarked for former workers of the German Karmann car manufacturing group and EUR 1.38 million for workers made redundant in Lithuania (EUR 1.12 million for former workers of the buildings construction sector and EUR 258 163 for former workers of the refrigerator manufacturer AB Snaigė and two of its suppliers. The support measures must be cofinanced by the member states and include, inter alia, training, professional orientation, job-search and assistance for entrepreneurship.

**COMMON FOREIGN AND SECURITY POLICY****Tribunal for the former Yugoslavia – Support for implementation of the mandate**

The Council adopted a decision extending until 16 March 2011 the measures in support of the effective implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia (ICTY) (6534/10).

The decision renews, for one year, the measures adopted in March 2004 under common position 2004/293/CFSP in order to prevent entry into, or transit through the territory of the EU member states, for individuals who are engaged in activities which help persons to evade justice for crimes for which the ICTY has indicted them or are otherwise acting in a manner which could obstruct the ICTY's effective implementation of its mandate.

These measures were last renewed by common position 2009/164/CFSP until 16 March 2010.

**GENERAL AFFAIRS****Court of Justice, General Court, Civil Service Tribunal - rules of procedure**

The Council approved the amendments to the rules of procedure of the Court of Justice, the General Court and the Civil Service Tribunal following the entry into force of the Treaty of Lisbon ([6308/10](#) + [6309/10](#) + [6310/10](#)).

## **AGRICULTURE**

### **Food law - regulatory procedure**

The Council decided not to oppose the adoption by the Commission of one decision and three regulations in the field of food law. This Council's decision concerns the following acts:

- Commission decision on the non-inclusion of 2,4,4'-trichloro-2'-hydroxydiphenyl ether in the EU list of additives which may be used in the manufacture of plastic materials and articles intended to come into contact with foodstuffs under directive 2002/72;
- Commission regulation on the authorisation and refusal of authorisation of certain health claims made on foods and referring to the reduction of disease risk and to children's development and health;
- Commission regulation refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health;
- Commission regulation amending annex V to regulation 1333/2008 of the European Parliament and of the Council with regard to the labelling requirement for beverages with more than 1.2% by volume of alcohol and containing certain food colours.

Under the regulatory procedure with scrutiny, the Council can oppose an act which exceeds the implementing powers of the Commission, is not compatible with the aim or content of the basic instrument or does not respect subsidiarity or proportionality if the regulatory committee previously supported the envisaged measures.

---