



Brussels, 7 July 2023
(OR. en)

10647/23
CRS CRP 22

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

14 and 16 June 2023

I. Adoption of the agenda

10436/2/23 REV 2 OJ CRP1 22
10529/23 OJ CRP2 22

The Committee adopted the agenda.

II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex with the exception of items 71 and 72.

III. Discussion items II

COREPER (PART 1)

WEDNESDAY 14 JUNE 2023 (10:00)

Energy

2. Revision of the Renewable Energy Directive  8568/23 + COR 1
Analysis of the final compromise text with a view to agreement

The Committee started analysing the final compromise text.
Statements by Ireland and Portugal are set out in the ADD 1 to this document.

Transport

3. Regulation on ensuring a level playing field for sustainable air transport (ReFuelEU Aviation initiative)  8815/23
Analysis of the final compromise text with a view to agreement

The Committee started analysing the final compromise text.

Transport, Telecommunications and Energy

4. Meeting of the Council (Transport, Telecommunications and Energy) on 19 June 2023: Preparation

1. Regulation amending Regulations (EU) 2019/943 and (EU) 2019/942 as well as Directives (EU) 2018/2001 and (EU) 2019/944 to improve the Union's electricity market design  10439/23
General approach

The Committee continued preparing this item for the Council meeting.

2. Regulation amending Regulations (EU) No 1227/2011 and (EU) 2019/942 to improve the Union's protection against market manipulation in the wholesale energy market  10439/23
General approach

The Committee continued preparing this item for the Council meeting.

Environment

5. Meeting of the Council (Environment) on 20 June 2023: Preparation

Regulation on nature restoration  10445/23

The Committee continued preparing this item for the Council meeting.

FRIDAY 16 JUNE 2023 (10:00)

Environment

6. Regulation on fluorinated greenhouse gases 1C
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 13 June 2023.

7. Regulation on substances that deplete the ozone layer 1C
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 13 June 2023.

Transport, Telecommunications and Energy

4. (continuation) Meeting of the Council (Transport, Telecommunications and Energy) on 19 June 2023: Preparation

1. Regulation amending Regulations (EU) 2019/943 and (EU) 2019/942 as well as Directives (EU) 2018/2001 and (EU) 2019/944 to improve the Union's electricity market design 1C 10601/23
General approach

The Committee finished preparing this item for the Council meeting.

2. Regulation amending Regulations (EU) No 1227/2011 and (EU) 2019/942 to improve the Union's protection against market manipulation in the wholesale energy market 1C 10601/23
General approach

The Committee finished preparing this item for the Council meeting.

Environment

8. Directive amending Directive 2012/19/EU on waste electrical and electronic equipment (WEEE) 1C 10294/23
Mandate for negotiations with the European Parliament

The Committee agreed on a mandate for negotiations with the European Parliament and agreed to make the mandate public.

9. Regulation on shipments of waste 1C
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 31 May 2023.

Employment and Social Policy

10. Directive on the protection of workers from the risks related to exposure to asbestos at work 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 15 June 2023.

Internal Market and Industry

11. Directive on Corporate Sustainability Due Diligence 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 8 June 2023.

Agriculture and Fisheries

12. Meeting of the Council (Agriculture and Fisheries) on 26 and 27 June 2023: Preparation

The Committee agreed to take the AOB on the UN Food systems stock taking moment and an AOB requested by DE, AT and NL in public session.

Regulation on the sustainable use of plant protection products  9803/23
Progress report
Exchange of views

The Committee prepared this item for the Council meeting.

Energy

2. (continuation) Revision of the Renewable Energy Directive  8568/23 + COR 1
Analysis of the final compromise text with a view to agreement

The Committee analysed and confirmed agreement on the final compromise text, with the addition of a recital. The Committee also authorised the Chair to send a letter to inform the European Parliament with a view to an agreement.

Statements by Belgium, Latvia and the Commission are set out in the ADD 1 to this document.

Transport

3. (continuation) Regulation on ensuring a level playing field for sustainable air transport (ReFuelEU Aviation initiative)  8815/23
Analysis of the final compromise text with a view to agreement

The Committee analysed and confirmed agreement on the final compromise text. The Committee also authorised the Chair to send a letter to inform the European Parliament with a view to an agreement.

A joint statement by Belgium, Austria and Luxembourg is set out in the ADD 1 to this document.

Environment

5. (continuation) Meeting of the Council (Environment) on 20 June 2023: Preparation

Regulation on nature restoration  10445/23

The Committee finished preparing this item for the Council meeting.

COREPER (PART 2)

General Affairs

23. Meeting of the Council (General Affairs) on 27 June 2023:
Preparation

- a) Preparation of the European Council on 29-30 June 2023: 8746/23
Guidelines
Exchange of views

The Committee examined the draft guidelines for the conclusions of the upcoming European Council meeting on 29-30 June and will revert to the latter the following week.

- b) Impact of the European Union carbon market on different 10457/23
EU policies
Information from Poland

The Committee prepared this item for the Council.

- c) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency.

Foreign Affairs

24. Russian aggression against Ukraine



- a) Council Decision and Regulation concerning restrictive 8770/23
measures in view of Russia's actions destabilising the 7888/23
situation in Ukraine 8769/23 + ADD 1
- b) Council Decision, Implementing Regulation and 9028/23
Regulation concerning restrictive measures in respect of 8493/23
actions undermining or threatening the territorial integrity, 8495/23
sovereignty and independence of Ukraine 9027/23
Preparation for the adoption

The Committee held an exchange of views and agreed to revert to this item at its next meeting.

25. Reconstruction of Ukraine and the multi-agency coordination platform
State of play

The item was postponed to the following week.

26. Anti-coercion instrument (ACI) Regulation
Analysis of the final compromise text with a view to agreement



10318/23
+ ADD 1-2
14943/21 + ADD 1

The Committee analysed and confirmed agreement on the final compromise text. The Committee also authorised the Chair to send a letter to inform the European Parliament with a view to an agreement.

27. EU-OACPS relations
State of play

The Committee held an exchange of views.

28. EU-Japan summit (date tbc)
Orientation debate

10458/23 **R-UE**

The Committee took note of the information provided by the cabinet of the President of the European Council and held an orientation debate on the upcoming summit.

29. Act in support of ammunition production (ASAP) Regulation
Exchange of views

The Committee held an exchange of views and agreed to revert to this item at one of its next meetings.

30. Accountability for international crimes committed in Ukraine
Exchange of views

10300/23

The Committee held an exchange of views.

Economic and Financial Affairs

31. Meeting of the Council (Economic and Financial Affairs) on 16 June 2023: Preparation

a) (poss.) Retail investment package



Policy debate

i) Retail investment Directive

9671/23 + ADD 1

ii) Retail investment Regulation

9669/23

The item was removed from the Council agenda.

b) Economic governance review

Policy debate

i) Regulation on the effective coordination of
economic policies and multilateral budgetary
surveillance



8776/23 + ADD 1

ii) Regulation on speeding up and clarifying the
implementation of the excessive deficit procedure



8777/23

The Committee prepared this item for the Council meeting.

c) Economic governance review: Directive on requirements
for budgetary frameworks of the Member States



8778/23

Policy debate

The Committee prepared this item for the Council meeting.

d) Council Implementing Decisions under the Recovery and
Resilience Facility



9367/23

+ ADD 1 REV 1

Adoption

The Committee prepared this item for the Council meeting.

- e) European Semester 2023: Council Recommendations on the 2023 National Reform Programmes and delivering Council opinions on the updated Stability or Convergence Programmes
Approval

9900/23
9901/2/23 REV 2
9902/1/23 REV 1
9904/23

The Committee prepared this item for the Council meeting.

A statement by Hungary is set out in document 9842/23 ADD 2

- f) Economic and financial impact of Russia's aggression against Ukraine
Exchange of views

The Committee prepared this item for the Council meeting.

- g) Preparation of the G20 Finance Ministers and Central Bank Governors meeting of 17-18 July 2023: G20 EU terms of reference
Guidance for further work

The Committee prepared this item for the Council meeting.

- h) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency and approved the attendance of the EIB President at the ECOFIN and breakfast session, and of the ESM Managing Director and Eurogroup President at the breakfast only.

Justice and Home Affairs

32. Meeting of the Council (Justice and Home Affairs) on 8 and 9 June 2023: Follow-up

The Committee took note of the main outcomes of the Council meeting.

IV. Any other business

COREPER (PART 1)

FRIDAY 16 JUNE 2023

Council Regulation amending Regulation (EU) 2021/2085
establishing the Joint Undertakings under Horizon Europe, as
regards the Chips Joint Undertaking
Information from the Presidency

☐ 10147/23
+ COR 1-2
+ ADD 1
+ ADD 1 COR 1
+ ADD 2
+ ADD 2 COR 1

The Committee took note of the information provided by the Presidency.

COREPER (PART 2)

The visit of the Commission President to Tunis

The Committee took note of the information provided by the Commission.

Geographical balance in the EU institutions

The Committee took note of the information provided by Poland.

Belarus

The Committee took note of the information provided by Poland.

Non-discussion items "I"**COREPER (PART 1)****WEDNESDAY 14 JUNE 2023****Institutional Affairs****Letters**

13. Appointment of the Executive Director of the European Union Intellectual Property Office (EUIPO)  10287/23
Approval of a letter PI

Other

14. Attendance of third parties at the Working Party on Competitiveness and Growth (Better Regulation) on 15 June 2023 10343/23
Approval BETREG
15. Attendance of a third party at the informal videoconference of the Working Party on the Environment on 19 June 2023 10460/23
Approval ENV
16. Attendance of a third party at the Working Party on Telecommunications and Information Society on 19 June 2023 10071/23
Approval TELECOM
17. Attendance of a third party at the Working Party on Telecommunications and Information Society on 22 June 2023 10045/23
Approval TELECOM
18. List of Working Parties and Committees which will be officially organised in Spain under the Spanish Presidency 10280/23
(second half of 2023) POLGEN
Information note

EU positions for the international negotiations

19. Council Decision on the EU position within the OSPAR
Commission on amending the OSPAR Decision on the
establishment of NACES and the OSPAR Recommendation on
the management of the MPA
Adoption

 10241/23
9976/23
ENV

Statement 1 by the Commission

“The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 3 to be inappropriate. The expression of the Union position in a body set up by an agreement is an act of external representation of the Union which, in accordance with Article 17(1) TEU, is the institutional prerogative of the Commission.
The Commission reserves all its rights in this regard.”

Statement 2 by the Commission

“The Commission welcomes the swift progress by the Council and the adoption of the proposed decision.

However, the Commission considers it incorrect that such a Council Decision, in one recital, purports to prevent the Union from acting externally in areas where it has not yet acted internally, as the last sentence of the recital suggests.

The Union’s external competence derives directly from the EU Treaties. According to Article 4(2) of the TFEU, the EU and the Member States have a shared competence in the field of the environment. Such EU competence can be exclusive or shared depending on whether the criteria listed in Article 3(2) TFEU have been fulfilled or not.

The Commission will express the agreed EU’s position in full respect of the above-mentioned provisions and principles.

While not opposing the adoption of the amendments by the Council, the Commission reserves all its rights in this regard.”

Research

20. Letter of Intent with the United Nations Environment Programme (UNEP) to join forces in the implementation of the EU-African Union Innovation Agenda to be endorsed at the EU-UNEP High-Level Meeting on 19 June 2023
Authorisation to sign an NBI
- 10174/23
RECH

Internal Market and Industry

21. Net Zero Industry Act
Decision to consult an institution or body
-  10175/23
COMPET

Delegated or Implementing Acts

Internal Market and Industry

22. Commission Delegated Regulation (EU) .../... of 2.5.2023 amending Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures as regards the modification of entries in Part 3 of Annex VI for 2-ethylhexanoic acid and its salts, boric acid, diboron trioxide, tetraboron disodium heptaoxide hydrate, disodium tetraborate anhydrous, orthoboric acid sodium salt, disodium tetraborate decahydrate, and disodium tetraborate pentahydrate
Delegated act - Intention not to raise objections
- 10298/23
9053/23 + ADD 1
ENT

FRIDAY 16 JUNE 2023

Institutional Affairs

Other

77. Attendance of a third party at the RELEX Counsellors WP on
19 June 2023
Approval 8587/23
CORLX

Environment

78. Summit for a New Global Financing Pact
(Paris, 22-23 June 2023):
Call to Action for Paris Aligned Carbon Market
Authorisation to sign an NBI 10646/23
CLIMA

Foreign Affairs

79. Restrictive measures in respect of actions undermining or
threatening the territorial integrity, sovereignty and independence
of Ukraine - pre-notifications
Approval 9620/23
CORLX

COREPER (PART 2)

Judicial Affairs

- | | | |
|-----|--|-----------------|
| 33. | Reference for a preliminary ruling in Case C- 208/23
<i>Information note</i> | 10171/23
JUR |
| 34. | Case T-103/23: action for annulment of the decision of
9 December 2022 adopted by a Permanent Chamber of the
EPPO
<i>Information note</i> | 10168/23
JUR |
| 35. | Case T-116/23 (Medel and others v. European Commission)
<i>Information note</i> | 10301/23
JUR |

Institutional Affairs

- | | | |
|-----|---|---|
| 36. | Minutes of Council meetings
<i>Approval</i> |  PV CONS |
| | FAC 24.04.2023 | 8657/23 + ADD 1
REV 1 |

Appointments

- | | | |
|-----|--|---|
| 37. | A member (IT) of the European Economic and Social
Committee
<i>Adoption</i> | 9962/23
9965/23
CES |
| 38. | A member and five alternate members (SE) of the Committee of
the Regions
<i>Adoption</i> | 10076/23
10075/23
CDR |
| 39. | An alternate member (EE) of the Committee of the Regions
<i>Adoption</i> | 10316/23 + COR 1
10314/23 + COR 1
CDR |

Other

40. Attendance of third parties at COHAFA Working Party meetings during the Spanish Presidency
Approval 10242/23 + COR 1
COHAFA
41. Attendance of a third party at the ad hoc Working Party on the Multi-Agency Donor Coordination Platform for Ukraine on 15 June 2023
Approval 10405/23
UA PLATFORM
42. Attendance of a third party at the horizontal Working Party on enhancing resilience and countering hybrid threats on 20 June 2023
Approval 10362/23
HYBRID
DISINFO
43. Attendance of a third party at the COHAFA Working Party on 20-21 June 2023
Approval 10379/2/23 REV 2
COHAFA
44. Attendance of a third party at the COASI Working Party 22 June 2023
Approval 10291/23
COASI

Transparency

45. Access to document request 23/1393
Decision to make the results of votes and the statements public  10359/23
AELE

Economic and Financial Affairs

46. Listing Act Regulation
Mandate for negotiations with the European Parliament   10322/23 + ADD 1
10321/23
EF
ECOFIN

A joint statement by the Netherlands, Belgium and Poland is set out in the ADD 1 to this document.

47. Listing Act Amending Directive
Mandate for negotiations with the European Parliament   10323/23
10321/23
EF
ECOFIN

A statement by the Netherlands is set out in the ADD 1 to this document.

48. Transfer No DEC 08/2023 (Section III - Commission)
Approval  10356/23
Approval of a letter 10269/23
FIN

- | | |
|--|--|
| 49. Transfer No DEC 09/2023 (Section III - Commission)
<i>Approval</i>
<i>Approval of a letter</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10158/23
10014/23
FIN</div> |
| 50. Council position on DAB No 2/2023: Surplus 2022
<i>Adoption</i>
<i>Approval of a letter</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">S C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">9680/23
9681/23
8216/23
FIN</div> |
| 51. Decision on the mobilisation of the European Globalisation Adjustment Fund (EGF/2023/001 BE/LNSA)
<i>Approval</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10353/23
10355/23
FIN</div> |
| 52. Financial Regulation (Recast)
<i>Mandate for negotiations with the European Parliament</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">I C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10361/23 + ADD 1
FIN</div> |
| 53. EMIR Review Regulation
<i>Progress report</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">I C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10382/23
10383/23
EF
ECOFIN</div> |
| 54. EMIR Review Directive
<i>Progress report</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">I C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10382/23
10383/23
EF
ECOFIN</div> |
| 55. Regulation amending Regulation (EU) 2021/2283 for certain agricultural and industrial products
<i>Adoption</i> | <div style="display: inline-block; vertical-align: top; margin-left: 10px;">9702/23
9755/23
UD</div> |
| 56. Regulation amending Regulation (EU) 2021/2278 suspending the Common Customs Tariff duties on certain agricultural and industrial products
<i>Adoption</i> | <div style="display: inline-block; vertical-align: top; margin-left: 10px;">9753/23
9557/23
UD</div> |
| 57. Council Implementing Decision authorising Poland to apply reduced rates of excise duty to heavy fuel oil, natural gas, coal and coke, used as heating fuels
<i>Adoption</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px 5px;">C</div> <div style="display: inline-block; vertical-align: top; margin-left: 10px;">10210/23
10001/23
FISC</div> |

General Affairs

58. Common messages on foreign influence operations in the EU
Approval 10293/23 **R-UE**
HYBRID
59. Extension of the mandate of ad hoc Working Party on
preparedness, response capability and resilience to future crises
Approval  10363/23
IPCR

Justice and Home Affairs

60. Proposal for a Decision of the European Parliament and of the
Council amending Decision No 1313/2013/EU on a Union Civil
Protection Mechanism   9308/23 + COR 1
Mandate for negotiations with the European Parliament + ADD 1
PROCIV
61. Directive on liability for defective products   10324/23
Mandate for negotiations with the European Parliament JUSTCIV

Foreign Affairs

62. EU-NATO progress report 10338/23
Information note COPS
63. (poss.) Just Energy Transition Partnership with Senegal 10223/23
Authorisation to sign an NBI COAFR
64. EU-Tajikistan Cooperation Council 2023 10th meeting (26 June 10292/1/23 REV 1
2023, Luxembourg) +ADD 1
Establishment of the EU position COEST
- The statement by Hungary is set out in document 10292/1/23 REV 1 ADD 1.
65. ASEAN Regional Forum Statement on Nuclear Risk Reduction 9640/23
Authorisation to negotiate an NBI COASI
66. ARF Ministerial statement to commemorate the 30th 10276/23
anniversary of the ASEAN Regional Forum COASI
Authorisation to negotiate an NBI
67. EU-Japan digital trade principles 10319/23
Approval of an NBI POLCOM
68. Regulation on temporary trade liberalisation supplementing   10200/23
trade concessions under the EU-Moldova Association POLCOM
Agreement
*Confirmation of the final compromise text with a view to
agreement*

69.	Memorandum of understanding on a forest partnership with Honduras <i>Authorisation to negotiate an NBI</i>	10274/23 DEVGEN
70.	Revised mandate of the Working Party on Dual-Use Goods <i>Approval</i>	9923/2/23 REV 2 COMER
71.	Conclusions on International Criminal Court on the 25th anniversary of Rome Statute <i>Approval</i>	10354/23 COJUR
72.	Council Decision on signing and provisional application of the EU OACPS Partnership ("post-Cotonou") Agreement <i>Adoption</i>	 8280/2/23 REV 2 8371/23 DCL 1 8372/23 DCL 1 ACP
73.	Council Decision concerning restrictive measures in response to the illegal annexation of Crimea and Sevastopol <i>Adoption</i>	10264/23 10263/23 CORLX
74.	Council Decision on Union support for the universalisation and effective implementation of the International Convention for the Suppression of Acts of Nuclear Terrorism (ICSANT) <i>Adoption</i>	9637/23 9636/23 + ADD 1 + COR 1 CORLX
75.	Council Implementing Decision and Implementing Regulation concerning restrictive measures in view of the situation in the Democratic Republic of the Congo <i>Adoption</i>	10190/23 10187/23 10189/23 CORLX
76.	Restrictive measures in view of Russia's actions destabilising the situation in Ukraine: pre-notifications <i>Approval</i>	10450/23 CORLX

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-  First reading
-  Special legislative procedure
-  Procedural decision by Coreper (Article 19(3)&(7) of the Council's Rules of Procedure)
-  Restricted item
-  Item based on a Commission proposal
- R-UE** Document classified RESTREINT UE/EU RESTRICTED
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