

Brussels, 11 July 2022
(OR. en)

11243/22
CRS CRP 26

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
1 and 2 June 2022

I. Adoption of the agenda

9548/22 OJ CRP1 22

9560/1/22 REV 1 OJ CRP2 22 COMIX 267 + REV 1 ADD 1

The Committee adopted the agenda.

II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

III. Discussion items

COREPER (PART 1)

WEDNESDAY 1 JUNE 2022

Transport, Telecommunications and Energy

2. Meeting of the Transport, Telecommunications and Energy Council on 2 and 3 June 2022:
preparation

Regulation on ensuring a level playing field for sustainable air
transport (ReFuelEU Aviation initiative)
(poss.) General approach

8814/2/22 REV 2

The Committee finalised the preparation of this item for the Council meeting.

Internal Market and Industry

3. Directive amending Directive 2014/53/EU relating to the making available on the market of radio equipment (common charger)
Preparation for the trilogue 9238/22

The Committee agreed on a revised mandate for the forthcoming trilogue.

Fisheries

4. Regulation amending Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013, as regards restrictions to the access to Union waters
Mandate for negotiations with the European Parliament 8065/2/22 REV 3
+ REV 3 ADD 1
+ REV 3 ADD 2
6848/1/22 REV 1

The Committee agreed on a mandate for negotiations with the European Parliament.

Statement by Slovenia

“Slovenia can agree with the proposal of the Regulation and makes the following statement: The footnote to the point (9) - Coastal waters of Slovenia in the Annex to the proposal of a Regulation clearly states when the regime in the provision of Annex I is to be applied. This provision is the same as the relevant provision in the Croatian Accession Treaty, which is a result of the accession negotiations with Croatia. The judgment in Case C-457/18 does not modify or change this provision.”

Statement by Croatia

“Croatia can agree with the proposal of the Regulation, in a compromise text as presented by the Council Presidency for negotiations with the European Parliament (6848/1/22 REV 1), including footnotes to point (7) - Coastal waters of Croatia, and point (9) - Coastal waters of Slovenia, of Annex I to the proposed Regulation, which, in the spirit of compromise, remain identical to the footnotes contained in Annex I to Regulation (EU) No 1380/2013 currently in force. This is without prejudice to the Croatian position that the conditions for the application of this reciprocal regime between Croatia and Slovenia should be fully met upon definitive settlement of the border between them, consistent with international law and by using all possible peaceful means of settlement. ¹”

5. Regulation amending various Regulations as regards fisheries control
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 31 May 2022.

¹ Judgment of the Court of Justice of the European Union of 31 January 2020, Slovenia v Croatia, C-457/18, ECLI:EU:C:2020:65.

Environment

6. Regulation amending Annexes IV and V to Regulation (EU) 2019/1021 on persistent organic pollutants (POPs)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 31 May 2022.

Employment and Social Policy

7. Directive on adequate minimum wages in the European Union 9061/22
Preparation for the trilogue

The Committee agreed on a revised mandate for the forthcoming trilogue.

Employment, Social Policy, Health and Consumer Affairs

8. Meeting of the Employment, Social Policy, Health and Consumer Affairs Council on 16 June 2022: preparation

1. Directive on improving working conditions in platform work 9227/1/22 REV 1
Progress report + REV 1 ADD 1

The Committee prepared this item for the Council meeting.

2. National targets one year on from the Porto Social Summit 9519/1/22 REV 1
Exchange of views 9520/22
Presentation of the Opinion of the Employment Committee and the Social Protection Committee on the 2030 national target setting process by the respective chairs

The Committee prepared this item for the Council meeting.

3. Recommendation on individual learning accounts 9133/22
Adoption 8944/22

The Committee prepared this item for the Council meeting.

Statement by Poland

“Równość kobiet i mężczyzn została zapisana w traktatach Unii Europejskiej jako podstawowe prawo. Polska zapewnia równość kobiet i mężczyzn w ramach polskiego krajowego systemu prawnego zgodnie z międzynarodowymi traktatami praw człowieka oraz w ramach podstawowych wartości i zasad Unii Europejskiej. Z tych powodów, w miejscu, w których zalecenie odnosi się do równości płci, Polska będzie interpretowała ją jako równość kobiet i mężczyzn zgodnie z art. 2 Traktatu o Unii Europejskiej, art. 8 oraz 10 Traktatu o Funkcjonowaniu Unii Europejskiej, art. 23 Karty Praw Podstawowych.”

Courtesy translation

“Equality between women and men is enshrined in the treaties of the European Union as a fundamental right. Poland ensures equality between women and men within the Polish national legal system in accordance with international human rights treaties and within the framework of the fundamental values and principles of the European Union. For these reasons, in place where the recommendation refers to gender equality, Poland will interpret it as equality between women and men, according to Article 2 of the Treaty on European Union, Article 8 and 10 of the Treaty on the Functioning of the European Union, as well as art. 23 of the EU Charter of Fundamental Rights.”

Statement by Hungary

“Hungary recognises and promotes equality between men and women in accordance with the Fundamental Law of Hungary and the primary law, principles and values of the European Union, as well as commitments and principles stemming from international law. Equality between women and men is enshrined in the Treaties of the European Union as a fundamental value.

Furthermore, the text of the Council Recommendation on individual learning accounts refers to several documents, to which previously Hungary submitted a national statement. Hungary maintains all its national statements made earlier.”

4. Recommendation on ensuring a fair transition towards climate neutrality 9532/22 + ADD 1
Adoption

The Committee prepared this item for the Council meeting.

Statement by Poland

“Równość kobiet i mężczyzn została zapisana w traktatach Unii Europejskiej jako podstawowe prawo. Polska zapewnia równość kobiet i mężczyzn w ramach polskiego krajowego systemu prawnego zgodnie z międzynarodowymi traktatami praw człowieka oraz w ramach podstawowych wartości i zasad Unii Europejskiej. Z tych powodów, w miejscach, w których zalecenie odnosi się do równości płci, Polska będzie interpretowała ją jako równość kobiet i mężczyzn zgodnie z art. 2 Traktatu o Unii Europejskiej, art. 8 oraz 10 Traktatu o Funkcjonowaniu Unii Europejskiej, art. 23 Karty Praw Podstawowych. Jednocześnie Polska rozumie “gender” jako “płeć”, zgodnie z art. 10, art. 19 ust. 1 oraz art. 157 ust. 2 i 4 TFUE.”

Courtesy translation

“Equality between women and men is enshrined in the treaties of the European Union as a fundamental right. Poland ensures equality between women and men within the Polish national legal system in accordance with international human rights treaties and within the framework of the fundamental values and principles of the European Union. For these reasons, whenever where the recommendation refers to gender equality, Poland will interpret it as a equality between women and men, according to Article 2 of the Treaty on European Union, Article 8 and 10 of the Treaty on the Functioning of the European Union, as well as art. 23 of the EU Charter of Fundamental Rights.

At the same time Poland understands wording “gender” as referring to “sex” in line with Article 10, Article 19 para 1 and Article 157 para 2 and 4 of the Treaty on the Functioning of the European Union.”

Statement by Hungary

“Hungary recognises and promotes equality between men and women in accordance with the Fundamental Law of Hungary and the primary law, principles and values of the European Union, as well as commitments and principles stemming from international law. Equality between women and men is enshrined in the Treaties of the European Union as a fundamental value.

Furthermore, the text of the Council Recommendation on ensuring a fair transition towards climate neutrality refers to several documents, to which previously Hungary submitted a national statement. Hungary maintains all its national statements made earlier.”

5. Employment of persons with disabilities 9523/22
Policy debate

The Committee prepared this item for the Council meeting. The Committee approved the participation of a representative of the European Disability Forum for this agenda item.

Employment, Social Policy, Health and Consumer Affairs

9. Meeting of the Employment, Social Policy, Health and Consumer Affairs Council on 14 June 2022: preparation

The Committee agreed to take an AOB item requested by BE, on behalf of AT, BE, IE, LU and NL, in public session.

1. Proposal for a Regulation on the European Health Data Space 9461/1/22 REV 1
Exchange of views

The Committee prepared this item for the Council meeting.

2. Review of the EU Global Health Strategy 9362/22
Exchange of views

The Committee prepared this item for the Council meeting and agreed to hold the exchange of views in public session, in accordance with Art. 8(2) of the Rules of Procedure of the Council.

Health

10. Appointment of four members representing civil society of the Management Board of the European Medicines Agency (EMA) 8810/22
Selection of candidates

The Committee decided to recommend to Council to appoint Mr Marco GRECO, Ms Virginie HIVERT, Mr Denis Lacombe and Ms Despoina Iatridou as members of the EMA Management Board.

COREPER (PART 2)

WEDNESDAY 1 JUNE 2022

Foreign Affairs

19. Meeting of the Council (Foreign Affairs/Trade)
on 3 June 2022: preparation

- (a) World Trade Organization (WTO): preparation of the
Twelfth Ministerial Conference (MC12)
State of play

The Committee prepared this item for the Council meeting.

- (b) Trade relations with the United States: outcome of the
second EU-US Trade and Technology Council (TTC) and
prospects for the bilateral relationship
State of play

The Committee prepared this item for the Council meeting.

- (c) China: state of the bilateral relationship, possibly also with
an eye to the EU-China High Level Economic and Trade
Dialogue
State of play

The Committee prepared this item for the Council meeting.

- (d) Other items in connection with the Council meeting

No other items were raised under this heading.

Justice and Home Affairs

20. Meeting of the Council (Justice and Home Affairs)
on 9 and 10 June 2022: preparation

- (a) Amendments to the Schengen Borders Code Regulation 9377/22
General approach

The Committee prepared this item for the Council meeting.

- (b) Overall state of the Schengen area – State of Schengen 9397/22
Report and scoreboard
Exchange of views

The Committee prepared this item for the Council meeting.

- (c) Ukraine: Follow-up of the 10-point plan
Exchange of views 9440/22

The Committee prepared this item for the Council meeting.

- (d) Strengthening of cooperation between competent
authorities dealing with counter-terrorism
*State of play, presented by Counter Terrorism Group
(CTG) presidency*

The Committee prepared this item for the Council meeting.

- (e) Report on other non-legislative activities
(i) Implementation of EU Drugs Strategy and Drugs
Action Plan (2021-2025) 9064/22
(ii) Counter-radicalisation 9319/22
Information from the Presidency

The Committee prepared this item for the Council meeting.

- (f) Directive on the protection of the environment through
criminal law 9374/22 + ADD 1-2
Partial general approach

The Committee prepared this item for the Council meeting.

Statement by Belgium, supported by Greece

“La Belgique accueille favorablement la proposition de la Commission européenne d'actualiser et d'améliorer l'efficacité de la politique européenne relative à la protection de l'environnement par le droit pénal.

Nous soutenons également le texte de compromis de la présidence afin de parvenir à une orientation générale partielle sur les articles 2, 3 et 4 lors de la session du Conseil JAI du 9 juin 2022.

Toutefois, nous insistons avec force sur la nécessité d'une plus grande flexibilité en ce qui concerne les sanctions pour les infractions maritimes, notamment les actes illicites relatifs au recyclage des navires et aux rejets par les navires de substances polluantes (article 3, §2, points g et h). À l'instar des sanctions à l'encontre des personnes morales, il est essentiel d'apporter des améliorations afin que les États Membres puissent privilégier des procédures efficaces de poursuites administratives à l'encontre des personnes physiques. L'article 5 de la proposition devrait donc mentionner des sanctions pénales 'ou non pénales' effectives, proportionnées et dissuasives à l'encontre des personnes physiques.

Nous sommes persuadés que cette demande sera dûment et sérieusement prise en considération au cours des futures négociations sur l'article 5 de la proposition. ”

Courtesy translation

“Belgium welcomes the proposal of the European Commission to update and improve the efficiency of the European policy on the protection of the environment through criminal law.

We furthermore support the compromise text proposed by the presidency with the aim of reaching a partial general orientation on the articles 2, 3 and 4 during the meeting of the JHA Council on the 9th of June 2022.

However, we strongly insist on the need for greater flexibility regarding the penalties for maritime offences, including illegal acts relating to ship recycling and ship-source discharges of polluting substances (article 3(2)(g) and (h)). Similar to the sanctions for legal persons, improvements are essential to allow Member States to prioritize effective administrative procedures against natural persons over criminal procedures. Article 5 of the proposal should therefore refer to effective, proportionate and dissuasive criminal or 'non-criminal' sanctions for natural persons.

Belgium insists that this request should be duly and seriously taken into account in future negotiations on Article 5 of the proposal.”

Joint statement by Cyprus and Malta

“Malta and Cyprus welcome the proposal of the European Commission to update and improve the efficiency of the European policy on the protection of the environment through criminal law.

Although we are of the view that Article 3(2)(g) and (h) should have remained outside the scope of this Directive, in the spirit of compromise, we can support the compromise text proposed by the Presidency with the aim of reaching a partial general approach on Articles 2, 3 and 4 during the Justice and Home Affairs Council on 9 June 2022.

However, we strongly insist on the need for greater flexibility regarding the penalties for maritime offences, including illegal acts relating to ship recycling and ship-source discharges of polluting substances (Article 3(2)(g) and (h)). Similar to the sanctions for legal persons, improvements are essential to allow Member States to prioritize effective administrative procedures against natural persons over criminal procedures. Article 5 of the proposal should therefore refer to effective, proportionate and dissuasive criminal or 'non-criminal' sanctions for natural persons.

Malta and Cyprus insist that this request should be duly and seriously taken into account in future negotiations on Article 5 of the proposal.”

(g) Fight against impunity in Ukraine
Policy debate

9375/22

The Committee prepared this item for the Council meeting.

- (h) (poss.) Council Decision on hate speech and hate crimes
General approach

The Committee agreed to withdraw this item from the Council agenda.

- (i) Other items in connection with the Council meeting

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

Foreign Affairs

35. Russian aggression against Ukraine

- | | |
|--|---------------------------------------|
| (a) Council Decision and Implementing Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8671/1/22 REV 1
8668/22
8670/22 |
| (b) Council Implementing Decision and Implementing Regulation concerning restrictive measures in view of the situation in Belarus and the involvement of Belarus in the Russian aggression against Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8642/1/22 REV 1
8639/22
8641/22 |
| (c) Council Decision and Regulation concerning restrictive measures in view of the situation in Belarus and the involvement of Belarus in the Russian aggression against Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8664/1/22 REV 1
8658/22
8661/22 |
| (d) Council Decision and Regulation concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8679/1/22 REV 1
8676/22
8678/22 |
| (e) Council Decision and Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8842/1/22 REV 1
8835/22
8836/22 |

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

General Affairs

21. Follow-up to the Special European Council meeting on 30 and 31 May 2022

The Committee took note of the main outcomes of the European Council and the intended next steps.

Foreign Affairs

22. Council meeting (Foreign Affairs) on 20 June 2022: agenda

The EEAS presented the main items on the agenda. The Committee approved the participation of the Egyptian foreign minister at an informal lunch.

General Affairs

23. Council meeting (General Affairs) on 21 June 2022: agenda

The Presidency presented the main items on the agenda.

THURSDAY 2 JUNE 2022

Foreign Affairs

35. Russian aggression against Ukraine

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|--|---------------------------------------|
| (a) Council Decision and Implementing Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8671/1/22 REV 1
8668/22
8670/22 |
| (b) Council Implementing Decision and Implementing Regulation concerning restrictive measures in view of the situation in Belarus and the involvement of Belarus in the Russian aggression against Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8642/1/22 REV 1
8639/22
8641/22 |
| (c) Council Decision and Regulation concerning restrictive measures in view of the situation in Belarus and the involvement of Belarus in the Russian aggression against Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8664/1/22 REV 1
8658/22
8661/22 |
| (d) Council Decision and Regulation concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8679/1/22 REV 1
8676/22
8678/22 |
| (e) Council Decision and Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
<i>Approval</i>
<i>Decision to use the written procedure for the adoption</i> | 8842/1/22 REV 1
8835/22
8836/22 |

The Committee approved the texts and agreed to use the written procedure for their adoption by the Council.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

None.

"I" items approved**COREPER (PART 1)****Institutional affairs****11. Minutes of Council meetings***Approval*

Agriculture and Fisheries Council meeting of 7 April 2022 8164/22
+ ADD 1 REV 2

Appointments

12. Renewal of the Management Board of the European Agency for Safety and Health at Work 2019-2023 8707/1/22 REV 1
8706/22

Adoption

SOC

13. Council Decision appointing members of the Management Board of the European Food Safety Authority 9351/1/22 REV 1
9123/22

Adoption

AGRILEG

EU positions for international negotiations

14. Coordination of the EU position for the meeting of the EU-Western Balkans Transport Community's Regional Steering Committee (Tirana, 8 June 2022) 9447/22
TRANS

*Approval***Education**

15. Council Recommendation on learning for environmental sustainability 9242/22 + ADD 1
EDUC

*Adoption***Statement by Hungary**

“Hungary recognises and promotes equality between men and women in accordance with the Fundamental Law of Hungary and the primary law, principles and values of the European Union, as well as commitments and principles stemming from international law. Equality between women and men is enshrined in the Treaties of the European Union as a fundamental value.

Furthermore, the text of the Council Recommendation on learning for the green transition and sustainable development refers to several documents, to which previously Hungary submitted a national statement. Hungary maintains all its national statements made earlier.”

16. Council Recommendation on a European approach to micro-credentials for lifelong learning and employability 9237/22 + ADD 1
Adoption EDUC

Statement by Hungary

“Hungary recognises and promotes equality between men and women in accordance with the Fundamental Law of Hungary and the primary law, principles and values of the European Union, as well as commitments and principles stemming from international law. Equality between women and men is enshrined in the Treaties of the European Union as a fundamental value.

Furthermore, the text of the Council Recommendation on a European approach to microcredentials for lifelong learning and employability refers to several documents, to which previously Hungary submitted a national statement. Hungary maintains all its national statements made earlier.”

Internal Market and Industry

17. Regulation amending Regulation (EU) 2016/1628 as regards the extension of the empowerment of the Commission to adopt delegated acts 9305/22
Adoption of the legislative act PE-CONS 20/22
MI

Fisheries

18. EU support to the Aquatic/Blue Food Coalition at the UN Ocean Conference 9511/22
Approval of a non-binding instrument 9509/22
PECHE

COREPER (PART 2)

Institutional affairs

Other

24. Attendance of third parties at the meetings of the Working Party on Development Cooperation and International Partnerships on 2, 9 and 16 June 2022
Approval 8997/22
DEVGEN
25. Attendance of third parties at the meeting of the Security Committee on 8 June 2022
Approval 9073/22
CSC

Economic and Financial Affairs

26. Transfer No DEC 12/2022 (Section III – Commission)
Approval 9379/22
8909/22
FIN
27. Decision on the mobilisation of the EGF (EGF/2022/001 FR/Air France)
Approval 9380/22
9382/22
FIN

Justice and Home Affairs

28. Conclusions on the implementation of interoperability at national level
Approval 9300/22
IXIM
29. COSI Report to the European Parliament
Approval of a letter 9314/22
8685/1/22 REV 1
COSI

Foreign Affairs

30. Council Decision on an assistance measure under the European Peace Facility to strengthen the capacities of the Balkan Medical Task Force
Adoption 8853/22 + COR 1
8852/22 + COR 1
CORLX

31. Final Declaration of the Water Conference in Dushanbe
Authorisation to sign a non-binding instrument

9030/22
DEVGEN

Statement by Hungary

"Hungary is convinced that water is essential for sustainable development, especially in terms of the eradication of poverty and hunger, public health, combating desertification and biodiversity loss and to ensure the promotion of a socially, economically and environmentally sustainable, resilient and inclusive future. Hungary is firmly committed to pursuing and implementing the Sustainable Development Goals (SDGs), including SDG 6 on water and sanitation, which seeks to ensure safe drinking water and sanitation for all, focusing on the sustainable management of water resources, wastewater and ecosystems and acknowledging the importance of an enabling environment.

In line with Hungary's International Development Cooperation Strategy for the period 2020-2025 ([IDC2025](#)), Hungary prioritizes development cooperation projects pertaining to water management and sanitation. According to preliminary data, in 2021, Hungary dedicated 10.72 million euros to water sector projects in developing countries.

The Second High-Level International Conference on the International Decade for Action is an important step towards the UN 2023 Water Conference strengthening the political commitment of the international community to address water-related challenges.

In spite of the importance of the objectives highlighted in the Final Declaration of the Dushanbe Conference, Hungary would like to express its concern regarding the wording on quotas in the text and would prefer to mention non-binding initiatives and bottom-up approach to promote the participation of women in all level of decision making. Hungary believes that proper education should give educated women a better chance to run for positions of responsibility. Equality between women and men should not be achieved by artificially created numerical quotas, but by empowering women. For this reason, in case the final version of the Declaration will contain a reference to quotas in the section '*D. Enhance collaboration across sectors, improve knowledge and education and develop instruments and technologies*', Hungary does not oppose the adoption of the document, but interprets the relevant paragraph in line with its national legislation and circumstances."

32. United Nations 2023 Water Conference – guidelines
Information from the Presidency

9113/22
DEVGEN

Statement by Poland

"Equality between women and men is enshrined in the Treaties of the European Union as a fundamental right. Poland ensures equality between women and men within the Polish national legal system in accordance with international human rights treaties and within the framework of the fundamental values and principles of the European Union. For these reasons, the expression "gender equality" will be interpreted by Poland as equality between women and men, in accordance with Article 2 and 3 of the Treaty on European Union and Article 8 and 157 para 3 of the Treaty on the Functioning of the European Union. In connection with the above, the remaining expressions containing the term "gender" will be interpreted by Poland as "sex", in accordance with Article 10, Article 19 para 1 and Article 157 para 2 and 4 of the Treaty on the Functioning of the European Union."

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| 33. | Memorandum of Understanding on Cooperation Related to Trade, Transport, and Export of Natural Gas with the Arab Republic of Egypt and the State of Israel for the transition to clean energy
<i>Authorisation to negotiate a non-binding instrument</i> | 9393/22
MAMA |
| 34. | EU-Angola ministerial meeting (Luanda, 7 June 2022) – joint communiqué
<i>Authorisation to sign a non-binding instrument</i> | 9448/22
COAFR |
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