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SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
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COREPER (PART 2)

Statement to the “I” item set out in doc. 11637/1/26 REV 1 + ADD 1

General Affairs

39. Agreement establishing an association with Andorra and San Marino

- a) Council Decision on the signing
Adoption
Decision to use the written procedure
- b) Council Decision on the conclusion
Agreement in principle
Decision to use the written procedure
Request for the consent of the European Parliament

Statement by Commission

“The Commission takes note of the intention of the Council to change the nature of the agreement from an EU-only agreement to a mixed agreement. This implies that the Agreement should be signed and concluded as a mixed agreement between the EU and its Member States, of the one part, and Andorra and San Marino, respectively, of the other part.

The Commission is still of the opinion that this Agreement can be signed and ratified as an EU-only agreement and regrets such a substantial change of its proposal for the signing and conclusion as an EU-only agreement.

However, in order to satisfy the political need to see this Agreement signed and partly provisionally applied as swiftly as possible and without prejudice to any assessment of and position on competences in other cases, the Commission can agree with the decision of the Council to sign and conclude this Agreement as a mixed agreement.”

COREPER (PART 2)

Statement to the “II” item set out in doc. 11637/1/26 REV 1 + ADD 1

Justice and Home Affairs

19. Home Affairs financial instruments for the period 2028-2034

- a) Regulation establishing the Union support for the Schengen area, for European integrated border management and for the common policy on visas for the period 2028-2034
- b) Regulation establishing the Union support for asylum, migration and integration for the period from 2028 to 2034
- c) Regulation establishing the Union support for internal security for the period 2028 to 2034

Partial mandate for negotiations with the European Parliament

Joint statement by the Czech Republic and Slovakia

“Czechia and Slovakia acknowledge the progress achieved during the negotiations on the Multiannual Financial Framework package for the period 2028-2034. We remain fully committed to supporting the work of the Presidency to reach an agreement with the European Parliament as soon as possible. Therefore, Czechia and Slovakia express their readiness to agree with the texts of the partial mandates for negotiations with the European Parliament, as set out in documents 10846/26 (BMV Regulation), 10847/26 (AMI Regulation) and 10848/26 (IS Regulation), to enable the Presidency to conduct those negotiations.

Nevertheless, Czechia and Slovakia consider it essential to recall their important concerns and reservations regarding two unaddressed issues.

- 1) The Article 7 of the Proposal for a Regulation of the European Parliament and of the Council establishing the Union support for the Schengen area, for European integrated border management and for the common policy on visas for the period from 2028 to 2034 (BMV Regulation) does not sufficiently and clearly set out all details necessary for the process of implementing the funding for ETIAS costs. Several key operational aspects are not explicitly addressed in the text, such as the confirmation that funding will be implemented under direct management, role of audit/control or communication channels. While we appreciate the explanation provided by the Commission, we remain of the opinion that these elements should be reflected more clearly and comprehensively in order to ensure legal certainty and facilitate its consistent implementation.
- 2) Czechia and Slovakia regret that despite significant support expressed by Member States during the negotiations for the inclusion of a specific article on funding of the European Crime Prevention Network (EUCPN) and the European Network on the Administrative Approach (ENAA), the Proposal for a Regulation of the European Parliament and of the Council

establishing the Union support for internal security for the period from 2028 to 2034 (IS Regulation) has not been amended accordingly. We consider it important that the funding framework for the EUCPN and ENAA networks be explicitly incorporated into the proposal, mirroring the approach applied to the European Migration Network (EMN) funding under the Asylum and Migration Instrument (AMI). Financial support for these networks should be secured through the Union Actions (Union Facility) and firmly safeguarded by an explicit legal provision within the IS Regulation.”

Statement by Portugal

“Adoção do mandato parcial para as negociações com o Parlamento Europeu relativas às propostas de Regulamento que estabelece o apoio da União ao espaço Schengen, à gestão integrada das fronteiras europeias e à política comum de vistos (BMV) e de Regulamento que estabelece o apoio da União em matéria de Asilo, Migração e Integração (AMI) para o período 2028-2034.

Portugal apoia instrumentos europeus fortes em matéria de gestão de fronteiras e asilo, migração e integração, essenciais para a implementação do Pacto em matéria de Migração e Asilo e para uma gestão eficaz, equilibrada e sustentável das migrações.

Como tal, consideramos que os recursos limitados da União devem concentrar-se no apoio a medidas eficazes, juridicamente claras e alinhadas com a terminologia acordada ao nível do Conselho Europeu.

Tendo em conta estes princípios, Portugal mantém a sua oposição relativamente à referência a "soluções inovadoras" constante das duas propostas de Regulamento e manifesta reservas relativamente a qualquer formulação que possa permitir o financiamento de Return Hubs.

Além disso, esta terminologia não corresponde à linguagem estabelecida pelo Conselho Europeu em matéria de migrações e carece de clareza suficiente quanto ao seu significado e implicações.

Não obstante, num espírito de compromisso e considerando a importância de ambos os instrumentos, o equilíbrio global do pacote e os progressos alcançados durante as negociações, Portugal apoiará a adoção do mandato do Conselho e solicita que a presente declaração fique exarada na ata.”

Joint statement by Estonia, Finland, Latvia, Lithuania, the Netherlands, Poland, Romania and Sweden

“Estonia, Finland, Latvia, Lithuania, the Netherlands, Poland, Romania and Sweden acknowledge the progress achieved during the negotiations on the Multiannual Financial Framework package for the period 2028–2034. We remain fully committed to supporting the work of the Presidency to reach an agreement with the European Parliament as soon as possible.

Nevertheless, important concerns remain regarding the extent to which the proposed framework, including Union support for Home Affairs domain, reflects the security challenges faced by the European Union, in particular Member States at the Eastern borders.

While we support the objectives of the regulations establishing Union support for Home Affairs, aimed, inter alia, to ensure a high level of internal security in the Union, we consider that rapidly evolving security landscape and geopolitical context, in particular Russia’s full-scale war of aggression against Ukraine and persistent hybrid attacks across the Union, should be duly taken into account. Hybrid threats continue to pose a serious challenge to the European Union’s security, requiring a coordinated and comprehensive response at both national and

Union level. The European Council has repeatedly underlined the need to strengthen the Union's resilience and its capacity to prevent, deter and respond to hybrid threats, while we note that enhancing the capabilities of the most exposed Member States contributes directly to the security and resilience of the Union as a whole.

In order to ensure consistency with the European Council's strategic guidance and the European Internal Security Strategy (ProtectEU), which emphasizes the need to integrate security considerations and mainstream them across all EU legislation, policies and programmes, we consider that hybrid threats should have been highlighted clearly in the regulations establishing Union support for Home Affairs, in particular in the objectives of the Regulation on Union support for Internal Security.

Furthermore, as conflicts intensify and tensions rise across the globe, more people are on the move globally, resulting in increased migratory pressure on the Member States and growing concern among EU citizens. There is a need to create new and innovative solutions to prevent irregular migration to Europe in partnership with third countries and this, too, should be duly reflected in the regulations establishing Union support for Home Affairs.

The framework lacking acknowledgement of these challenges risks falling short of the Union's strategic objectives."

21. Council Implementing Decision extending temporary protection, as introduced by Implementing Decision (EU) 2022/382, until 4 March 2028

Agreement in principle

Statement by Romania

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