



Brussels, 11 September 2023
(OR. en)

12045/23
CRS CRP 27

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

19 July 2023

I. Adoption of the agenda

11904/23 + COR 1-2 OJ CRP1 27
11922/1/23 REV 1 OJ CRP2 27

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 item 59.

III. Discussion items II

COREPER (PART 1)

Telecommunications

2. Regulation on horizontal cybersecurity requirements for products with digital elements (Cyber Resilience Act) 11726/23
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.

3. Regulation laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts 11726/23
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue that took place on 18 July 2023.

Internal Market and Industry

4. Regulation on type-approval of motor vehicles and engines and of systems, components and separate technical units intended for such vehicles, with respect to their emissions and battery durability (Euro 7)  11771/23
Guidance for further work

The Committee provided guidance for further work.

5. Regulation on construction products 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue that took place on 17 July 2023.

Employment and Social Policy

6. Council Decision authorising Member States to ratify the 2019 ILO Convention on Violence and Harassment (No. 190)  11811/23 + COR 1
Preparation for a general approach

The Committee agreed on the text as set out in the above document and to forward it to the Council, as an A item for one of its upcoming sessions, with a view to reaching a General Approach. The drafting suggestion for recital 7 will be taken into account during the subsequent legal linguistic revision before the text is presented to the Council with a view to reaching an agreement in principle and to seeking the consent from the European Parliament.

Statements by Hungary and by Lithuania are set out in the ADD 1 to this document.

Energy

7. Directive on common rules for the internal markets in renewable and natural gases and in hydrogen (recast) 
and
Regulation on the internal markets for renewable and natural gases and for hydrogen (recast)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue that took place on 18 July 2023.

Agriculture and Fisheries

8. Meeting of the Council (Agriculture and Fisheries) on 25 July 2023: Preparation

Regulation on plants obtained by certain new genomic techniques and food and feed products



11725/23

11592/23 + ADD 1

Presentation by the Commission

Exchange of views

The Committee prepared this item for the Council meeting.

Employment and Social Policy

9. Directive on the protection of workers from the risks related to exposure to asbestos at work



11528/23 + ADD 1

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.

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

COREPER (PART 2)

General Affairs

26. Meeting of the Council (General Affairs) on 19 September 2023: Agenda

The Presidency presented the main items on the agenda.

27. AMLA seat selection procedure
Information from the Presidency
Guidance for further work

The Committee held an exchange of views and provided guidance to the Presidency for the next steps.

29. EP composition 11103/23
Agreement in principle 11872/23

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

30. Cooperation and Verification Mechanism for Bulgaria and Romania 11727/23
Exchange of views

The Committee held an exchange of views. The Commission updated the Committee on its plans to close the mechanism. The Presidency will prepare a letter on behalf of the Council to be approved as “I” item at the next meeting of the Committee.

Foreign Affairs

31. Ukraine territorial integrity regime: review
Exchange of views



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

33. 29th EU-Japan summit (Brussels, 13 July 2023): Follow-up
Exchange of views

The Committee took note of the information provided by the cabinet of the President of the European Council.

Economic and Financial Affairs

34. Meeting of the Council (Economic and Financial Affairs) on
14 July 2023: Follow-up

The above-mentioned item was withdrawn.

Justice and Home Affairs

35. Pact on Migration and Asylum
State of play



The Committee took note of the information provided by the Presidency and agreed to revert to the mandate for negotiations with the EP on the Crisis Regulation at its next meeting.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

Armenia-Azerbaijan relations

The Committee took note of the information provided by the cabinet of the President of the European Council.

EU-CELAC summit (Brussels, 17-18 July)

The Committee took note of the information provided by the cabinet of the President of the European Council.

Tunisia

The Committee took note of the information provided by the Commission. Several member states had procedural concerns.

Conference on development and migration (Rome, 23 July 2023)

The Committee took note of the information provided by Italy.

Non-discussion items "I"

COREPER (PART 1)

Institutional Affairs

Written questions

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| 10. | Replies to questions for written answer submitted to the Council by Members of the European Parliament
<i>Adoption by silence procedure</i> |  11471/23
PE-QE |
| a) | Jordi Cañas (Renew)
"Propping up the Equatorial Guinean dictatorship with IMF loans" | 11640/23 |
| b) | Jean-Paul Garraud (ID)
"Recognition by the Council of Europe's rapid rate of demographic change" | 11641/23 |
| c) | Nikolaj Villumsen (The Left)
"Pronouncements made by the Vice-President of the Commission / High Representative of the Union for Foreign Affairs and Security Policy without a mandate" | 10999/23 |
| d) | Sophia in 't Veld (Renew)
"Russian interference in the Netherlands" | 11000/23 |
| e) | Domènec Ruiz Devesa (S&D), Inma Rodríguez-Piñero (S&D), Estrella Durá Ferrandis (S&D)
"The Valencia Memorandum" | 11001/23 |
| f) | Michiel Hoogeveen (ECR)
"The Council's contribution to the Conference on the Future of Europe" | 11002/23 |
| g) | Rosa Estaràs Ferragut (PPE), Gabriel Mato (PPE), Javier Zarzalejos (PPE), Francisco José Millán Mon (PPE), José Manuel García-Margallo y Marfil (PPE), Antonio López-Istúriz White (PPE), Isabel Benjumea Benjumea (PPE), Pablo Arias Echeverría (PPE), Leopoldo López Gil (PPE), Pilar del Castillo Vera (PPE), Dolors Montserrat (PPE), Juan Ignacio Zoido Álvarez (PPE), Esteban González Pons (PPE)
"Platform Workers Directive" | 11005/23 |

Appointments

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| 11. | Appointment of the Executive Director of the European Union Intellectual Property Office (EUIPO)
<i>Adoption</i> | 11796/23
11527/23
PI |
| 12. | Renewal of the Management Board of the European Agency for Safety and Health at Work 2023 - 2027
<i>Adoption</i> | 11274/23
11273/23
SOC |
| 13. | Renewal of the Advisory Committee on Safety and Health at Work 2022 - 2025
<i>Adoption</i> | 10851/23
10850/23
SOC |
| 14. | Renewal of the European Centre for the Development of Vocational Training 2023 - 2027
<i>Adoption</i> | 11181/23
11180/23
SOC |

Other

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| 15. | Attendance of a third party at the meetings of the Working Party on International Environment Issues (Int. Chemicals/Synergies) on 12 September 2023
<i>Approval</i> | 11730/23
ENV |
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Research

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| 16. | Council Regulation amending Regulation (EU) 2021/2085 establishing the Joint Undertakings under Horizon Europe, as regards the Chips Joint Undertaking
<i>Adoption</i> |  10769/23 + ADD 1
10164/23
RECH |
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Statement by the Council is set out in document 10769/23 ADD 1.

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| 17. | Declaration of the Group on Earth Observations (GEO) to be adopted at the GEO Ministerial Summit on 10 November 2023 in Cape Town
<i>Authorisation to negotiate an NBI</i> | 11511/1/23 REV 1
RECH |
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Fisheries

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| 21. | Council Regulation fixing for 2023 the fishing opportunities for certain fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters, as well as fixing for 2023 and 2024 such fishing opportunities for certain deep-sea fish stocks (4th amendment)
<i>Adoption</i> |  11746/23
11562/23
PECHE |
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Internal Market and Industry

22. Regulation establishing a framework of measures for strengthening Europe's semiconductor ecosystem (Chips Act) **1C** 11487/23 + ADD 1
Adoption of the legislative act PE-CONS 28/23
COMPET

Joint political statement and Joint declaration by the European Parliament and the Council are set out in document 11487/23 ADD 1.

Energy

23. Revision of the Energy Efficiency Directive (recast) **1C** 11795/1/23 REV 1+
Adoption of the legislative act 11795/23 ADD 1 +
ADD 1 REV 1 (en)
PE-CONS 15/23
ENER

Statements by Latvia, by Hungary, by Poland and by Slovakia are set out in documents 11795/23 ADD 1 + ADD1 REV1 (en).

Transport

24. Regulation on the deployment of alternative fuels infrastructure, and repealing Directive 2014/94/EU (AFIR) **1C** 11793/23 + ADD 1
Adoption of the legislative act PE-CONS 25/23
TRANS

Statements by Latvia and by Poland are set out in document 11793/23 ADD 1.

25. Regulation on the use of renewable and low-carbon fuels in maritime transport (FuelEU Maritime initiative) **1C** 11794/23 + ADD 1
Adoption of the legislative act PE-CONS 26/23
TRANS

Statement by the Republic of Austria is set out in document 11794/23 ADD 1.

COREPER (PART 2)

Institutional Affairs

36. **Minutes of Council meetings**
Approval

 PV CONS

JHA 8-9.06.2023

10506/1/23 REV 1
+ ADD 1

Appointments

37. An alternate member (DE) of the Committee of the Regions
Adoption

11006/1/23 REV 1
11004/23
CDR

Other

38. Attendance of third parties at the Working Party on
Humanitarian Aid and Food Aid (COHAFA) during the
Swedish Presidency
Information note

11581/23
COHAFA

39. Attendance of third parties at the Working Party on Human
Rights (COHOM) on 30 August 2023
Approval

11495/23
COHOM

40. Attendance of third parties at the Working Party on the 2030
Agenda for Sustainable Development during the Spanish
Presidency
Approval

11227/23
SUSTDEV

41. Attendance of a third party at the Working party on Financial
Services and Banking Union (CMDI) on 20 July 2023
Approval

11711/23
EF

42. Attendance of third parties at the Working Party on Dual Use
Goods on 25 and 26 July 2023
Approval

11714/23
COMER

43. Attendance of a third party at the Working Party on External
Aspects of Asylum and Migration (EMWP) on 8 September
2023
Approval

11729/23
MIGR

Transparency

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| 44. | Public access to documents
Confirmatory application No 23/c/01/23
<i>Approval</i> | 10927/23
INF |
| 45. | Access to documents request 23/1909
<i>Decision to make the results of votes public</i> | 11833/23
FREMP |

Economic and Financial Affairs

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| 46. | Council Implementing Decision authorising Germany to introduce a VAT derogation
<i>Adoption</i> |  11689/23
11315/23
FISC |
| 47. | Council Implementing Decision authorising Italy to extend a VAT derogation
<i>Adoption</i> |  11741/23
11321/23
FISC |
| 48. | Council Implementing Decision authorising Romania to introduce a VAT derogation
<i>Adoption</i> |  11690/23
11330/23
FISC |

Statement by the Commission

“The Commission recalls the importance of reducing fragmentation in the internal market in relation to the introduction of mandatory e-invoicing, as highlighted in its proposal on VAT in the digital age. In this sense, the commitment of Romania to provide for alternative ways of transmission and validation of e-invoices to the prior verification of such invoices by the tax administration goes in the right direction.”

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| 49. | Transfer No 1-DEC/2023 (Section IV – Court of Justice of the EU)
<i>Approval</i>
<i>Approval of a letter</i> | 11800/23
FIN |
| 50. | Council Decision amending Decision (EU, Euratom) 2020/2053 on the system on own resources
<i>Decision to consult an institution or body</i> |  11715/23
RESPR |
| 51. | ECA SR No 18/2023 on EU climate and energy targets
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the working party meeting</i> |  11550/23
FIN |
| 52. | ECA SR No 19/2023 on the EU efforts for sustainable soil management
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the working party meeting</i> |  11739/23
FIN |

General Affairs

53. EP Resolutions and Decisions (July 2023)
Information note 11625/23
PE-RE
54. Partial withdrawal of a notification under Article 690(4) of the
EU-UK Trade and Cooperation Agreement 11704/23
Approval 11331/23
UK
55. Specification of the Union position to be taken in the
Specialised Committee on Fisheries under the EU-UK TCA 11705/23
Approval 11212/1/23 REV 1
11212/23 ADD 1-3
UK

Justice and Home Affairs

56. Digitalisation of justice  11773/2/23 REV 2
EJUSTICE
- a) Regulation on the digitalisation of judicial cooperation and
access to justice **11779/2/23 REV 2**
- b) Directive on digitalisation of judicial cooperation 11774/2/23 REV 2
*Confirmation of the final compromise text with a view to
agreement*

A statement by Denmark and a statement by the Commission are set out in ADD 1 to this document.

57. Council Decision authorising the Commission to participate in
negotiations on a Council of Europe Convention on the
protection of the environment through criminal law (ETS No.
172): Addition of a legal basis  11837/23
Approval

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

Foreign Affairs

58. Restrictive measures against serious human rights violations and
abuses: coordination with third states 11734/23
Approval COHOM
59. (poss.) Conclusions on the mid-term review of the Action Plan
on human rights and democracy 2020-2024 11540/23
Approval COHOM

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| 60. | Council Conclusions on EU priorities at the UN during
UNGA78
<i>Approval</i> | 11685/2023
11687/2023
CONUN |
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A statement by Hungary is set out in document 11687/23 ADD 1 and a statement by Poland is set out in document 11687/23 ADD 2.

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| 61. | Democratic Republic of the Congo restrictive measures:
coordination with third countries
<i>Approval</i> | 11955/23
COAFR |
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| 62. | Concept note for an EPF assistance measure to support the
Somali National Army
<i>Approval</i> | 11819/23
COPS |
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| 63. | Union for the Mediterranean ministerial declaration on trade
<i>Authorisation to sign an NBI</i> | 11720/23
MED |
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| 64. | Act in support of ammunition production (ASAP) Regulation
<i>Adoption of the legislative act</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px; text-align: center;">1C</div> 11787/23
+ ADD 1-2
PE-CONS 46/23
INDEF |
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A joint statement by the European Parliament and of the Council is set out in document 11787/23 ADD 1, a joint statement by Belgium and Estonia as well as a statement by Greece are set out in document 11787/23 ADD 2 and a joint statement by Austria, Ireland, Luxembourg and Malta is set out in document 11787/23 ADD 2 REV 1.

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| 65. | Regulation on temporary trade liberalisation supplementing
trade concessions under the EU-Moldova Association
Agreement
<i>Adoption of the legislative act</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px; text-align: center;">1C</div> 11499/23
PE-CONS 32/23
POLCOM |
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| 66. | Council Decision authorising the opening of negotiations of an
agreement with the United States of America on critical
minerals
<i>Adoption</i> | 10667/23
10670/23 + ADD 1
POLCOM |
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Statement by the Commission

“The Commission considers it legally incorrect that a Council Decision authorising the opening of negotiations indicates a substantive legal basis.

The Decision authorising the opening of negotiations is premised solely on the existence of conferred powers of the Union and not on a determination of a specific competence. Its effect is limited to authorising the Commission or the High Representative, as the case may be, to use its prerogatives under the EU Treaties in order to start negotiations. The scope of these negotiations is therefore determined by the scope of the powers of the Union. Besides, the freedom of the envisaged treaty partner of the Union as regards the determination of the scope of the negotiations cannot be limited by the Council Decision authorising the opening of the negotiations. Thus, the precise legal basis for the future agreement can only be determined after the content of the agreement is known.

The Commission reserves all its rights in this regard.”

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| 67. | Council Decision and Implementing Regulation concerning restrictive measures against serious human rights violations and abuses
<i>Adoption</i> | 11615/23
11612/23
11614/23
CORLX |
| 68. | Council Decision and Implementing Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
<i>Adoption</i> | 11247/23
11244/23
11246/23
CORLX |
| 69. | Council Decision and Implementing Regulation on restrictive measures to combat terrorism: Common position 2001/931/CFSP
<i>Adoption</i> | 11282/23
11281/23
11278/23
11280/23
CORLX |
| 70. | Council Decision and Implementing Regulation concerning restrictive measures in view of the situation in Myanmar/Burma
<i>Adoption</i> | 11255/23
11252/23
11254/23
CORLX |
| 71. | Council Implementing Decision and Implementing Regulation concerning restrictive measures in view of the situation in Syria
<i>Adoption</i> | 11260/23
11257/23
11259/23
CORLX |
| 72. | Council Decision extending the mandate of the European Union Special Representative for the South Caucasus and the crisis in Georgia
<i>Adoption</i> | 10702/23
10700/23
CORLX |

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| 73. | Council Decision concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine
<i>Adoption</i> | 11814/23
11291/23
CORLX |
| 74. | Restrictive measures against the Democratic People's Republic of Korea - amended statements of reasons: pre-notifications
<i>Approval</i> | 11927/23
CORLX |
| 75. | Council Decision and Implementing Regulation concerning restrictive measures against ISIL (Da'esh) and Al-Qaeda and persons, groups, undertakings and entities associated with them - amended statements of reasons: pre-notifications
<i>Approval</i> | 11847/23
11923/23
CORLX |
| 76. | Council Decision and Regulation concerning restrictive measures in view of Iran's military support of Russia's war of aggression against Ukraine
<i>Adoption</i> | <div style="display: inline-block; width: 20px; height: 20px; border: 1px solid black; text-align: center; line-height: 20px;">  </div> 11354/23
11351/23
11353/23
CORLX |

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

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|  | First reading |
|  | Silence procedure (Article 12(2) of the Council's Rules of Procedure) |
|  | 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 |
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