



Brussels, 3 November 2023
(OR. en)

14093/23
CRS CRP 34

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

11, 13 and 16 October 2023

I. Adoption of the agenda

13895/23 OJ CRP1 34 + COR 1
13953/1/23 REV 1 OJ CRP2 34 + 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 II

COREPER (PART 1)

WEDNESDAY 11 OCTOBER 2023

Environment

2. Regulation on nature restoration 1C
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 5 October 2023.

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

The Presidency debriefed on the trilogue which took place on 5 October 2023.

Health

4. Regulation on fees and charges payable to EMA  13703/23
Analysis of the final compromise text with a view to agreement 13721/23 + COR 1

The Committee endorsed the text of the final compromise and mandated the Presidency to inform the European Parliament that, should the European Parliament adopt its position at first reading in accordance with this compromise (subject to revision by the legal linguists), the Council would approve the European Parliament's position and the act shall be adopted.

Internal Market and Industry

5. SMEI Omnibus  13714/23

a) Regulation amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 as regards emergency procedures due to a Single Market emergency

b) Directive as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency

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.

FRIDAY 13 OCTOBER 2023

Transport, Telecommunications and Energy

6. Meeting of the Council (Transport, Telecommunications and Energy) on 17 October 2023: Preparation

The Committee agreed to invite the Ukrainian Energy Minister for an AOB point instead that during the ministerial lunch. The Committee agreed to take an AOB requested by Finland and Estonia in public session.

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  13637/23
General approach 13771/23

The Committee finished preparing this item for the Council meeting.

Internal Market and Industry

7. Net Zero Industry Act  13599/23
Guidance for further work

The Committee provided guidance for further work.

Energy

8. Regulation on methane emissions reduction in the energy sector 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 10 October 2023.

Environment

9. Directive amending Directive 2010/75/EU on industrial emissions and Council Directive on the landfill of waste and
Regulation on reporting of environmental data from industrial installations and establishing an Industrial Emissions Portal 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 10 October 2023.

Telecommunications

10. Regulation laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act) 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 10 October 2023.

Internal Market and Industry

11. Regulation on short-term accommodation rental services 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 11 October 2023.

COREPER (PART 2)

WEDNESDAY 11 OCTOBER 2023

General Affairs

24. Multiannual Financial Framework (MFF) 2021-2027 mid-term revision
Exchange of views 13730/23

The Committee took note of the state of play and held an exchange of views.

26. Accession negotiations with Albania
Approval of a letter 13099/23

The Committee agreed to revert after further examination at technical level.

Foreign Affairs

27. EU-US summit (Washington, 20 October 2023)
Orientation debate 13461/23 **R-EU**

The Committee held an orientation debate.

28. Joint Statement with the United States of America on the Global Arrangement on Sustainable Steel and Aluminium
Exchange of views

The Committee took note of the state of play of negotiations and held an exchange of views.

Economic and Financial Affairs

29. Meeting of the Council (Economic and Financial Affairs) on 17 October 2023: Preparation

a) Economic recovery in Europe

i) Implementation of the Recovery and Resilience Facility

State of play

ii) Council Implementing Decisions under the Recovery and Resilience Facility

Adoption

☐ 13351/23
+ ADD 1 REV 1
13383/23
+ ADD 1 REV 1
13613/23
+ ADD 1 REV 1
13615/23
+ ADD 1 REV 1
13695/23
+ ADD 1 REV 1

The Committee prepared this item for the Council meeting.

b) Economic and financial impact of Russia's aggression against Ukraine

Exchange of views

The Committee prepared this item for the Council meeting.

c) Conclusions on climate finance in view of the 2023 UN Climate Change Conference of the Parties (COP 28) from 30 November to 12 December 2023

Approval

13696/23

The Committee prepared this item for the Council meeting and agreed to revert to the issue at
a forthcoming meeting.

d) Follow-up to the G20 Finance Ministers and Central Bank Governors meeting of 12-13 October 2023 and the IMF annual meetings

Information from the Presidency

The Committee prepared this item for the Council meeting.

- e) Conclusions on the revision of the EU list of non-cooperative jurisdictions for tax purposes 12860/23
Approval

The Committee agreed to submit this item to the Council for approval as an A-item.

- f) 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 ECOFIN, including at the breakfast session, as well as of the ESM Managing Director and the Eurogroup President at the breakfast only.

Justice and Home Affairs

30. Meeting of the Council (Justice and Home Affairs) on 19 and 20 October 2023: Preparation

- a) Directive harmonising certain aspects of insolvency law 13600/23
Policy debate 

The Committee prepared this item for the Council meeting.

- b) Russia's war of aggression against Ukraine: fight against impunity 13632/23
State of play

The Committee prepared this item for the Council meeting.

- c) Judicial cooperation with Latin America to fight organised crime 13680/23
- i) EU-CELAC summit (17-18 July 2023): follow-up
- ii) Europe and Latin America programme of assistance against transnational organised crime (future project "EL PAcCTO 2.0")
State of play

The Committee prepared this item for the Council meeting and agreed to invite a representative of “El PAcCTO 2.0” for this item.

- d) Efforts to improve the efficiency and the quality of the justice systems 13684/23
Exchange of views

The Committee prepared this item for the Council meeting.

- e) Conclusions on digital empowerment and fundamental rights 13399/23 + COR 1
Approval
Exchange of views

The Committee prepared this item for the Council meeting and approved the attendance of the director of the Fundamental Rights Agency for this item.

A statement by Bulgaria is set out in document 13399/23 ADD 1.

- f) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency and approved the attendance of Europol at the lunch session on the external dimension of migration.

FRIDAY 13 OCTOBER 2023

General Affairs

31. Meeting of the Council (General Affairs) on 24 October 2023: Preparation

- a) Preparation of the European Council on 26-27 October 12583/23
2023: Conclusions
Exchange of views

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

- b) Annual rule of law dialogue: country-specific discussion 11839/23
Exchange of views

The Committee prepared this item for the Council meeting.

- c) (poss.) Demography toolbox
Presentation by the Commission
Exchange of views

The above-mentioned item was postponed to the next meeting.

- d) Other items in connection with the Council meeting

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

32. Regulation on the transparency and targeting of political advertising 13875/23 *Presidency debriefing on the outcome of the trilogue*

The Committee took note of the outcome of the trilogue held on 10 October 2023.

72. Follow-up to the informal meeting of heads of state or government (Granada, 6 October 2023) *Information from the Presidency*

The Committee took note of the information provided by the cabinet of the President of the European Council, the Presidency and the Commission.

Foreign Affairs

27. EU-US summit (Washington D.C., 20 October 2023)

Exchange of views

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

28. Joint Statement with the United States of America on the Global Arrangement on Sustainable Steel and Aluminium

Exchange of views

The above-mentioned item was withdrawn.

Economic and Financial Affairs

29. Meeting of the Council (Economic and Financial Affairs) on 17 October 2023: Preparation

g) Economic governance review

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

iii) Directive on requirements for budgetary frameworks of the Member States 🗳️ 8778/23
General approach

The Committee agreed to change the aim to “Policy debate” and prepared this item for the Council meeting.

Justice and Home Affairs

33. The external dimension of migration: MOCADDEM action file to follow up on the EU Action Plan on Western Mediterranean and Atlantic routes and revised action file on Nigeria

Exchange of views

The Committee held an exchange of views.

30. Meeting of the Council (Justice and Home Affairs) on 19 and 20 October 2023: Preparation

g) Overall state of Schengen area

- i) Schengen Barometer 13666/23
- ii) Fighting cross-border crime, especially migrant smuggling 13901/23
Exchange of views

The Committee prepared this item for the Council meeting.

- h) Implementation of interoperability 13707/23
Exchange of views

The Committee prepared this item for the Council meeting.

- i) (poss.) Regulation to prevent and combat child sexual abuse 12826/23
Partial general approach

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

- j) Pact on Asylum and Migration¹ 12826/23
Progress report

The Committee prepared this item for the Council meeting.

- k) Decision amending Decision No 1313/2013/EU on a Union Civil Protection Mechanism 12826/23
Progress report

The Committee prepared this item for the Council meeting.

- l) Preventing online radicalisation of minors: state of play and next steps 13718/23
Exchange of views

The Committee prepared this item for the Council meeting.

¹ Exceptionally in the presence of the Schengen Associated States.

f) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency. Three new AOB items were added to the home affairs day:

1. on Balticconnector disruption and data cable damage, at the request of the Estonian and Finnish delegations.
2. on measures undertaken by Bulgaria for strengthening the Schengen area at the request of the Bulgarian delegation.
3. on the outcomes of the international donors' conference on humanitarian demining in Ukraine, held in Zagreb, on 11-12 October 2023 at the request of the Croatian delegation.

MONDAY 16 OCTOBER 2023

General Affairs

73. Informal videoconference of the members of the European Council on 17 October 2023: Preparation
Exchange of views

The Committee held an exchange of views.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

Follow-up to the informal VTC of Ministers of Foreign Affairs (10 October 2023)

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

Circumvention of sanctions

The Committee took note of the information provided by France.

Non-discussion items "I"**COREPER (PART 1)****WEDNESDAY 11 OCTOBER 2023****Institutional Affairs****Written questions**

12. Reply to a question for written answer submitted to the Council by Members of the European Parliament
Adoption by silence procedure  13792/23
PE-QE
- Athanasios Konstantinou (NI) 12958/23
"Mental health of European citizens"

Other

13. Attendance of third parties at the Working Party on Genetic Resources and Innovation in Agriculture (Genetic Resources) during the second half of 2023
Approval 13597/23
AGRI
14. Attendance of a third party at the Working Party on Technical Harmonisation on 13 October 2023
Approval 13756/23
MI
15. Attendance of third parties at Working Party on International Environment Issues (Global) on 24 October 2023
Approval 13776/23
ENV
16. Attendance of a third party at the informal videoconference of the members of the Working Party on Forestry on 25 October 2023
Approval 13819/23
AGRI

EU positions for international negotiations

17. Coordination of the EU position in preparation for the 21st Regional Steering Committee of the Transport Community (Vienna, 18 October 2023)
Approval 13894/23
TRANS

Internal Market and Industry

18. Memorandum of Understanding between the European Union and the Democratic Republic of the Congo on a strategic partnership on sustainable critical and strategic raw materials value chains
Authorisation to sign an NBI
- 13568/23
COMPET

Fisheries

19. Regulation amending Regulation (EU) 2017/2107 applicable in the Convention area of the ICCAT and Regulation (EU) 2023/2053 establishing a multiannual management plan for bluefin tuna in the eastern Atlantic and the Mediterranean
Mandate for negotiations with the European Parliament
-  13713/23
11182/3/23 REV 3
PECHE
20. Regulation amending Regulation (EU) 2019/833 laying down conservation and enforcement measures applicable in the Regulatory Area of the Northwest Atlantic Fisheries Organisation
Confirmation of the final compromise text with a view to agreement
-  13672/23
PECHE

Environment

21. Conclusions on ECA SR No 18/2023 entitled “EU climate and energy targets: 2020 targets achieved, but little indication that actions to reach the 2030 targets will be sufficient”
Approval
- 13629/23 + COR 1
CLIMA

FRIDAY 13 OCTOBER 2023

EU positions for international negotiations

22. ICAO - EU Coordination for the third Conference on Aviation and alternative fuels (Dubai, UAE, 20 - 24 November 2023)
Approval
- 13740/23
+ ADD 1-4
AVIATION
23. Sponsorship of submission by the International Aviation Climate Ambition Coalition (IACAC) to the Third Conference on Aviation and Alternative Fuels (CAAF/3)
Approval
Decision to use the written procedure
-  13874/23
AVIATION

COREPER (PART 2)

WEDNESDAY 11 OCTOBER 2023

Judicial Affairs

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|-----|---|-----------------|
| 34. | Council intervention before the General Court in support of the SRB in cases T-369/23, T-374/23, T-386/23, T-387/23, T-402/23, T-403/23, T-404/23, T-405/23, T-408/23, T-410/23, T-440/23, T-441/23, T-443/23, T-446/23, T-448/23, T-449/23, T-450/23, T-455/23, T-456/23, T-457/23, T-458/23, T-459/23, T-460/23, T-461/23, T-466/23, T-467/23, T-468/23, T-474/23, T-475/23, T-483/23, T-484/23, T-485/23, T-486/23, T-487/23 and T-488/23
<i>Information note</i> | 13571/23
JUR |
| 35. | Case T-409/23 (action declaring a failure to act under Article 265 TFEU)
<i>Information note</i> | 13653/23
JUR |
| 36. | Case T-477/23 (DZ Bank v. SRB)
<i>Information note</i> | 13578/23
JUR |
| 37. | Case T-480/23 (annulment of Council Decision (CFSP) 2023/1047 of 30 May 2023 and Council Implementing Regulation (EU) 2023/1045 of 30 May 2023)
<i>Information note</i> | 13611/23
JUR |
| 38. | Case T-489/23 (annulment of Council Decision (CFSP) 2023/1047 of 30 May 2023 and Council Implementing Regulation (EU) 2023/1045 of 30 May 2023)
<i>Information note</i> | 13636/23
JUR |
| 39. | Case T-493/23 (annulment of Council Decision (CFSP) 2023/1047 of 30 May 2023 and Council Implementing Regulation (EU) 2023/1045 of 30 May 2023)
<i>Information note</i> | 13614/23
JUR |
| 40. | Case C-432/23 (preliminary ruling of the validity of certain provisions of Council Directive 2011/16/EU of 15 February 2011)
<i>Information note</i> | 13679/23
JUR |

Institutional Affairs

Other

- | | | |
|-----|---|---------------------|
| 41. | Attendance of third parties at the Working Party on Human Rights (COHOM) on 11 October 2023
<i>Approval</i> | 13700/23
COHOM |
| 42. | Attendance of third parties at the horizontal questions subgroup of the RELEX Counsellors Working Party on 13 October 2023
<i>Approval</i> | 13758/23
RELEX |
| 43. | Attendance of third parties at the Conventional Arms Exports (COARM) Subgroup of the Working Party on Non-Proliferation and Arms Exports on 16 October 2023
<i>Approval</i> | 13552/23
COARM |
| 44. | Attendance of a third party at the Law Enforcement Working Party (Police) on 17 October 2023
<i>Approval</i> | 12808/23
ENFOPOL |
| 45. | Attendance of third parties at the Working Party on Human Rights (COHOM) on 18 October 2023
<i>Approval</i> | 12694/23
COHOM |
| 46. | Attendance of third parties at the Working Party on Financial Services and Banking Union on 19 October 2023
<i>Approval</i> | 13799/23
EF |
| 47. | Attendance of a third party at the informal videoconference of the members of the Working Party on International Environment Issues - Desertification on 20 October 2023
<i>Approval</i> | 13697/23
WPIEI |
| 48. | Attendance of a third party at the Working Party on Transatlantic Relations (COTRA) on 24 October 2023
<i>Approval</i> | 13556/23
COTRA |
| 49. | Attendance of a third party at the Working Party on Atomic Questions (AQWP) on 25 October 2023
<i>Approval</i> | 13727/23
ATO |

Transparency

50. Public access to documents: 12499/23 + ADD 1
Confirmatory application No 28/c/02/23 INF
Approval

Economic and Financial Affairs

51. Council Directive amending Directive 2011/16/EU on administrative cooperation  13210/23
Adoption 10215/23
FISC
52. Transfer No DEC 14/2023 (Section III - Commission)  13622/23
Approval 13440/23
Approval of a letter FIN
53. ECA SR No 22/2023 on offshore renewable energy in the EU  13834/23
Designation of a Working Party FIN
Attendance of the European Court of Auditors at the working party meeting
54. Amendments of the European Parliament to the Council's position on the draft budget for 2024  13651/23
Non-approval of the European Parliament's amendment(s) FIN

General Affairs

55. EP Resolutions and Decisions (October I 2023) 13743/1/23 REV 1
Information note PE-RE

Justice and Home Affairs

56. Schengen evaluation recommendation - Denmark: police cooperation  13751/23
Adoption 13750/23
SCH-EVAL
57. Schengen evaluation recommendation - Portugal: Schengen Information System  13749/23
Adoption 13747/23
SCH-EVAL
58. Schengen Governance: Schengen Council cycle 2023-2024 put into action 13746/23
Approval SCH-EVAL

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| 59. | EU-Iraq readmission arrangements
<i>Authorisation to negotiate an NBI</i> | 13551/23
MIGR |
| 60. | Standing Committee on operational cooperation on internal security (COSI): report to the European Parliament and national parliaments
<i>Approval of a letter</i> |  13476/23
13444/23
COSI |

Foreign Affairs

- | | | |
|-----|--|--|
| 61. | Annex XI of the military requirements for military mobility
<i>Approval</i> | 12908/23
EUMC |
| 62. | Agreement with the Arab Republic of Egypt regarding the modifications of the EU's Tariff Rate Quotas in the WTO schedule following Brexit |  12359/1/23 REV 1
POLCOM |
| | a) Council Decision on the signing
<i>Adoption</i> | 12360/23
12362/1/23 REV 1 |
| | b) Council Decision on the conclusion
<i>Request for the consent of the European Parliament</i> | 12361/23
12362/1/23 REV 1 |
| 63. | Agreement amending the Agreement with the Argentine Republic regarding the modifications of the EU's Tariff Rate Quotas in the WTO schedule following Brexit |  12376/1/23 REV 1
POLCOM |
| | a) Council Decision on the signing
<i>Adoption</i> | 12377/23
12379/23 |
| | b) Council Decision on the conclusion
<i>Request for the consent of the European Parliament</i> | 12378/23
12379/23 |
| 64. | Council Decision and Implementing Regulation concerning restrictive measures against Iran
<i>Adoption</i> | 12889/23 + COR 1
12546/23
12548/23
CORLX |
| 65. | Council Decision amending Decision 2010/638/CFSP concerning restrictive measures in view of the situation in Guinea
<i>Adoption</i> | 13711/23
13710/23
CORLX |

66. Restrictive measures in view of the situation in the Democratic Republic of the Congo: pre-notifications
Approval 13514/23
CORLX

67. Restrictive measures in view of the situation in Mali: pre-notifications
Approval 13715/23
CORLX

EU positions for international negotiations

68. Council Decision on the Union position to be taken in the EU-UK Trade Specialised Committee on Administrative Cooperation in VAT and Recovery of Taxes and Duties
Adoption  13635/23
13395/23 + ADD 1
UK

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

FRIDAY 13 OCTOBER 2023

Transparency

69. Public access to documents:
Confirmatory application No 30/c/04/23
Approval 12767/23
INF

Foreign Affairs

70. PSC Decision EUMAM Ukraine/2/2023: Appointment of the Combined Arms Training Commander
Decision to publish in the Official Journal  13908/23
13880/23
PSC DEC

Justice and Home Affairs

71. Council Implementing Decision extending temporary protection
Adoption  13627/23
13544/23
ASILE

A statement by Poland is set out in document 13627/23 ADD 1.

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-  First reading
 -  Silence procedure (Article 12(2) of the Council's Rules of Procedure)
 -  Procedural decision by Coreper (Article 19(3)&(7) of the Council's Rules of Procedure)
 -  Item based on a Commission proposal
 -  Special legislative procedure