



Brussels, 16 November 2023
(OR. en)

14366/23
CRS CRP 35

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

18, 19, 20, 22 and 23 October 2023

I. Adoption of the agenda

14223/2/23 REV 2 OJ CRP1 35

14276/1/23 REV 1 + COR 1 + ADD 1-2 OJ CRP2 35

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 18 OCTOBER 2023

Health

52. WHO Framework Convention on Tobacco Control (FCTC) 14194/1/23 REV 1
– Tenth session of the Conference of parties (COP10)
(Panama, 20-25 November 2023)

- a) Council Decision on the EU positions to be taken at the [C] 13837/23 + ADD 1
tenth session of the Conference of the Parties to the World
Health Organization (WHO) Framework Convention on
Tobacco Control (FCTC)
Preparation for the adoption

The Committee agreed on the text of the draft Council Decision and decided to submit it to the Council for adoption as an A-item.

- b) FCTC COP10 - Union positions and common positions
Preparation for approval

14172/23

The Committee approved the text of the draft Union positions and common positions and agreed to submit this item to the Council for approval as an A-item.

A joint statement by Bulgaria, Czech Republic, Cyprus, Greece, Italy, Romania and Slovakia as well as statements by the Netherlands and the Commission are set out in the ADD 1 to this document.

Energy

53. Revision of the Directive on the energy performance of buildings (recast) 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 12 October 2023.

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

The Presidency debriefed on the trilogue which took place on 12 October 2023.

Employment and Social Policy

55. Directive amending Directives 98/24/EC and 2004/37/EC as regards the limit values for lead and its inorganic compounds and diisocyanates 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 12 October 2023.

Internal Market and Industry

56. Regulation on construction products  13986/23
Preparation for the trilogue

The Committee prepared the forthcoming trilogue.

Environment

57. Regulation on fluorinated greenhouse gases  14053/23
Analysis of the final compromise text with a view to agreement + COR 1-2

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.

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

58. Regulation on substances that deplete the ozone layer  14054/23
Analysis of the final compromise text with a view to agreement

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.

FRIDAY 20 OCTOBER 2023

Agriculture and Fisheries

59. Meeting of the Council (Agriculture and Fisheries) on 23-24 October 2023: Preparation

1. Waste Framework Directive – food related aspects  13994/23
Information from the Presidency and the Commission
Exchange of views

The Committee prepared this item for the Council meeting.

2. Council Regulation fixing for 2024 the fishing opportunities applicable in the Baltic Sea  13779/1/23 REV 1
Political agreement 12996/23
12451/23 + ADD 1
14189/23

The Committee prepared this item for the Council meeting.

3. ICCAT Annual Meeting 13780/23 + COR 1
(New Cairo, Egypt, 13-20 November 2023)
Exchange of views

The Committee prepared this item for the Council meeting.

Internal Market and Industry

60. Regulation on Critical raw materials act  13866/23 + ADD 1
Preparation for the trilogue + COR 1

The Committee prepared the forthcoming trilogue.

Telecommunications

61. Regulation laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts  13921/23
Preparation for the trilogue

The Committee prepared the forthcoming trilogue.

Energy

77. 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
Presidency debriefing on the outcome of the trilogue



The Presidency debriefed on the trilogue which took place on 19 October 2023.

COREPER (PART 2)

WEDNESDAY 18 OCTOBER 2023 (08.00)

General Affairs

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

- a) Council regulation amending Council regulation No 1
determining the languages to be used by the European
Economic Community
Progress report

The Committee prepared this item for the Council meeting.

- b) Preparation of the European Council on 26-27 October: 12583/1/23 REV 1
Conclusions
Exchange of views

The Committee held an exchange of views and agreed to revert to this item at its session on Monday.

- c) Demography toolbox 14193/23
Presentation by the Commission 14191/23
Exchange of views

The Committee prepared this item for the Council meeting.

- d) Other items in connection to the Council meeting

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

3. Meeting of the Council (General Affairs) on 15 November 2023:
Agenda

The Presidency presented the main items on the agenda.

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

The Committee held an exchange of views

5. Accession negotiations with North Macedonia 13100/23
Approval of a letter

The Committee held an exchange of views

Foreign Affairs

6. Meeting of the Council (Foreign Affairs) on 23 October 2023: Preparation

a) Current affairs

The Committee prepared this item for the Council meeting.

b) Russian aggression against Ukraine *Exchange of views*

The Committee prepared this item for the Council meeting.

c) Armenia/Azerbaijan *Exchange of views*

The Committee prepared this item for the Council meeting.

d) Situation in Israel and in the region *Exchange of views*

The Committee prepared this item for the Council meeting and agreed to remain seized of the issue.

e) Other items in connection with the Council

The Committee took note of the information provided by EEAS.

7. EU-United States summit (Washington D.C., 20 October 2023) *Exchange of views*

The Committee held an exchange of views and agreed to revert to this item at an extraordinary session the next day.

8. Joint statement with the United States of America on the Global Arrangement on Sustainable Steel and Aluminium 14110/23 *Preparation for the approval of an NBI*

The Committee held an exchange of views and agreed to revert to this item at the same extraordinary session the next day.

Economic and Financial Affairs

9. Meeting of the Council (Economic and Financial Affairs) on 17 October 2023: Follow-up

The above-mentioned item was withdrawn.

10. Meeting of the Council (Economic and Financial Affairs) on 9 November 2023: Agenda

The Presidency presented the main items on the agenda.

11. Meeting of the Council (Economic and Financial Affairs/Budget) on 10 November 2023: Agenda

The Presidency presented the main items on the agenda.

Justice and Home Affairs

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

- a) Regulation to prevent and combat child sexual abuse
Partial general approach

The Committee confirmed this agenda item, prepared it for the Council meeting and took note of the change of aim (*progress report*).

- b) Asylum and migration: external dimension¹ 13996/23
Exchange of views

The Committee prepared this item for the Council meeting.

- c) Other items in connection to the Council meeting

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

- Addition of a new agenda item on the implications of the situation in the Middle East for the EU's internal security. The Committee agreed to invite Europol and the Schengen Associated Countries for this item.
- New any other business item by the Commission on the roadmap on organised crime and drug trafficking (on both days): the Committee agreed to invite the agencies Europol, Frontex, eu-LISA and EUAA for this item.

¹ Exceptionally in the presence of the Schengen Associated States

THURSDAY 19 OCTOBER 2023 (18:00)

Foreign Affairs

7. **Continuation from Wednesday's meeting**
EU-United States summit (Washington D.C., 20 October 2023)
Exchange of views

The Committee held an exchange of views and agreed to revert to this item at an extraordinary session the next day.

8. **Continuation from Wednesday's meeting**
Joint statement with the United States of America on the Global
Arrangement on Sustainable Steel and Aluminium
Preparation for the approval of an NBI

14110/1/23 REV 1

The above-mentioned item was withdrawn.

FRIDAY 20 OCTOBER 2023 (08:30)

Foreign Affairs

7. **Continuation from Thursday's meeting**
EU-United States summit (Washington D.C., 20 October 2023)
Exchange of views

The Committee held an exchange of views.

MONDAY 23 OCTOBER 2023 (17:30)

General Affairs

13. Meeting of the Council (General Affairs) on 24 October:
Preparation
- b) Preparation of the European Council on 26-27 October:
Conclusions
Exchange of views

12584/23

The Committee prepared this item for the Council meeting.

Foreign Affairs

14. Meeting of the Council (Foreign Affairs) on 13 and 14
November 2023: Agenda

The EEAS presented the main items on the agenda.

IV. Any other business

COREPER (PART 1)

Legislative programming: Commission work programme for 2024
Information from the Commission

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

G7 Guiding principles on Generative Artificial Intelligence
Information from the Commission



The Committee took note of the information provided by the Commission

COREPER (PART 2)

WEDNESDAY 18 OCTOBER 2023

Informal VTC of EUCO members on 17 October 2023

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

Secure VTC

The Committee took note of the information provided by Secretary General of the Council.

THURSDAY 19 OCTOBER 2023

Cairo peace summit (21 October 2023)

The Committee took note of the information provided by the Secretary General of the Council on behalf of the cabinet of the President of the European Council.

FRIDAY 20 OCTOBER 2023

Cairo peace summit (21 October 2023)

The Committee took note of the information provided by the Slovenian and Greek delegations.

MONDAY 23 OCTOBER 2023

Cairo peace summit (21 October 2023)

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

EU counter-terrorism coordinator

The Committee took note of the information provided by Secretary General of the Council.

EU-US summit (20 October 2023)

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

Non-discussion items "I"

COREPER (PART 1)

WEDNESDAY 18 OCTOBER 2023

Institutional Affairs

Appointments

- | | | |
|-----|--|------------------------------|
| 62. | Members of the Scientific and Technical Committee
<i>Adoption</i> | 13352/23
13331/23
RECH |
|-----|--|------------------------------|

Other

- | | | |
|-----|---|--------------------|
| 63. | Attendance of a third party at the Working Party on
Competitiveness and Growth (Tourism) on 20 October 2023
<i>Approval</i> | 14018/23
COMPET |
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EU positions for international negotiations

- | | | |
|-----|---|--|
| 64. | Council Decision on the EU position at the Minamata
Convention COP 5 on adopting a decision for mercury waste
threshold in accordance to that Convention
<i>Adoption</i> | <div style="border: 1px solid black; padding: 2px; display: inline-block;">C</div> 14077/23
13488/23
ENV |
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A statement by the Commission is set out in the ADD 1 to this document.

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| 65. | Council Decision on the EU position at the Minamata
Convention COP 5 on amending Annexes A and B to that
Convention
<i>Adoption</i> | <div style="border: 1px solid black; padding: 2px; display: inline-block;">C</div> 14076/23
13489/23
ENV |
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A statement by the Commission is set out in the ADD 1 to this document.

Transport

- | | | |
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| 66. | Revision of the Directive on the framework for the deployment
of Intelligent Transport Systems (ITS)
<i>Adoption of the legislative act</i> | <div style="border: 1px solid black; padding: 2px; display: inline-block;">1C</div> 14005/23
PE-CONS 35/23
TRANS |
|-----|---|--|

Internal Market and Industry

67. Directive concerning financial services contracts concluded at distance
Adoption of the legislative act



13942/1/23 REV 1
+ REV 1 ADD 1
PE-CONS 37/23
CONSOM

Statement by Italy

“L'Italia conferma il proprio sostegno all'accordo di compromesso sulla proposta di direttiva che modifica la direttiva 2011/83/UE relativa ai contratti di servizi finanziari conclusi a distanza e che abroga la direttiva 2002/65/CE, raggiunto tra le istituzioni e che si riflette nell'esito del voto del Parlamento europeo del 5 ottobre 2023.

Sebbene non siamo pienamente soddisfatti di tutte le norme previste dalla proposta di direttiva, nel complesso la riteniamo un testo legislativo valido ed equilibrato.

Tuttavia, chiediamo alla Commissione di sostenere gli Stati membri durante il processo di recepimento per approfondire le questioni che potrebbero emergere in quella fase. L'efficacia delle nuove norme dipenderà dalla loro corretta applicazione e il sostegno della Commissione può favorire l'adozione di approcci omogenei, evitando l'emergere di fenomeni di arbitraggio normativo non voluti che possono segmentare il mercato interno. Ricordiamo infatti che, oltre a rafforzare la fiducia nei mercati finanziari proteggendo i consumatori dai rischi legati alla digitalizzazione, l'altro importante obiettivo di questa proposta legislativa è quello di migliorare ulteriormente la libera circolazione dei servizi finanziari nel mercato unico, creando condizioni di parità per attività e rischi simili tra i diversi operatori.”

Courtesy translation

“Italy confirms its support for the compromise agreement reached by the institutions on the draft Directive amending Directive 2011/83/EU as regards financial services contracts concluded at a distance and repealing Directive 2002/65/EC, which is reflected in the outcome of the vote in the European Parliament on 5 October 2023.

Although we are not fully satisfied with all of the rules provided for by the draft Directive, we consider it to be a sound and balanced legislative text overall.

Nevertheless, we would ask the Commission to support Member States during the transposition process in order to further explore any issues that may arise at that stage. The effectiveness of the new rules will depend on their proper application, and support from the Commission can promote the adoption of uniform approaches, thereby avoiding instances of unintended regulatory arbitrage that could fragment the internal market. Indeed, we would point out that in addition to strengthening trust in financial markets by protecting consumers from the risks associated with digitalisation, the other major objective of this legislative proposal is to further enhance the free movement of financial services in the single market, creating a level playing field for similar activities and risks among the various operators.”

68. Memorandum of Understanding to establish a partnership on raw materials with Australia
Authorisation to negotiate an NBI

14026/23
COMPET

Employment and Social Policy

69. Directive on the protection of workers from the risks related to exposure to asbestos at work  13888/23 + ADD 1
Adoption of the legislative act PE-CONS 48/23
SOC
70. Council Decision authorising Member States to ratify the  13190/23
2019 ILO Convention on Violence and Harassment (No. 190) + ADD 1-2
Agreement in principle 13106/23
Request for the consent of the European Parliament

Statement by Bulgaria

„Република България отдава голямо значение на утвърждаването и защитата на правата на човека. Страната е и ще продължи да бъде отдадена на ангажиментите си в областта на правата на човека, включително на борбата с насилието и тормоза на работното място.

През 2018 г. Конституционният съд на Република България прие решение, в което се посочва, че Конвенцията на Съвета на Европа за превенция и борба с насилието над жени и домашното насилие („Истанбулската конвенция“) утвърждава правни концепции, свързани с концепцията за „gender“ които са несъвместими с основните принципи на Конституцията на България. Освен това през 2021 г. Конституционният съд допълнително поясни, че понятието „пол“ (англ. „sex“), използвано в Конституцията, в контекста на националния правов ред, следва да се разбира само в неговия биологичен смисъл (мъже и жени).

Разпоредбата на чл. 1, ал. 1, б. „б“ от Конвенцията № 190 на Международната организация на труда (МОТ) предоставя закрила едновременно и по двата признака „sex“ и „gender“, което предвид посочените решения на Конституционния съд поставя под въпрос съответствието ѝ с българската Конституция, а с това и възможността на страната да я ратифицира. Поради това Република България **не подкрепя Решението на Съвета, приканващо държавите членки да ратифицират Конвенцията за насилието и тормоза, 2019 г. (№ 190) на Международната организация на труда**, за което има правна неяснота дали създава или не задължение за ратификация.

Също така, Република България изразява притеснения, че приемането на това решение би могло да окаже влияние върху компетентността на държавите членки да преценяват самостоятелно дали да бъдат обвързани или не от тази конвенция в съответствие с Устава на МОТ, което би могло да застраши позициите на държавите членки в преговорите за приемане на бъдещи конвенции и препоръки на МОТ, обхващащи въпроси от споделена компетентност на държавите членки и Съюза.”

Courtesy translation

“The Republic of Bulgaria attaches great importance to the promotion and protection of human rights. The country is and will remain dedicated to its human rights commitments, including on fighting against violence and harassment at the work place.

In 2018, the Bulgarian Constitutional Court adopted a decision stating that the Council of Europe's Convention on Preventing and Combatting Violence against Women and Domestic Violence ("Istanbul Convention") promotes legal concepts related to the notion of gender that are incompatible with main principles of the Bulgarian Constitution. In addition, in 2021, the Constitutional Court further clarified that the notion "sex" used in the Constitution, in the context of the national legal order shall only be regarded in the sense of its biological determination (men and women).

The provision of Art. 1, para. 1, letter "b" of the Convention No. 190 of the International Labour Organization (ILO) provides for protection on the ground of both "sex" and "gender" at the same time, which, given the aforementioned decisions of the Constitutional Court, casts doubt on its compliance with the Bulgarian Constitution, and thus the possibility of the country to ratify it. Therefore, **the Republic of Bulgaria does not support the Council Decision inviting Member States to ratify the Convention on Violence and Harassment, 2019 (No. 190) of the International Labour Organization**, for which there is legal uncertainty as to whether it does or does not create an obligation for ratification.

Furthermore, the Republic of Bulgaria expresses concerns that the adoption of this decision could affect the discretionary powers of the Member States to decide independently whether or not to be bound by this Convention in accordance with the Statute of the ILO, which could jeopardize the positions of the Member States in the negotiations for the adoption of future conventions and recommendations of the ILO covering matters of shared competence between the Member States and the Union."

Statement by Czech Republic

"The Czech Republic wishes to recall its position expressed on numerous occasions during the negotiations of the current, as well as previous Council Decisions allowing, inviting or authorizing the EU Member States to ratify the Conventions and Protocols of the International Labour Organisation (ILO). The Czech Republic has consistently interpreted these Council Decisions as measures that do not carry an obligation to ratify the international conventions in question. Rather, they are seen as instruments to facilitate the possibility of ratification, while also upholding the principle of full respect for the EU Member States as independent constituents of the ILO. In this context, each EU Member State retains its discretion in initiating the ratification process, solely guided by its national decision-making, without being subjected to measures concerning Treaty violations.

The Czech Republic insists on the need for an explicit confirmation that would allow EU Member States to ratify voluntarily the Violence and Harassment Convention No. 190 of the ILO within their national jurisdiction. Without this premise and in the absence of a clear legal interpretation at the Coreper meeting on 19 July 2023, the Czech Republic is not in a position to support the Council Decision authorising Member States to ratify the Violence and Harassment Convention 2019 (No. 190) of the International Labour Organisation and abstains from voting.

The Czech Republic takes note and appreciates the Commission's affirmations, expressed on multiple occasions, to maintain the existing practice concerning this and all previous Council Decisions that it will not take steps to enforce the ratification of the ILO Conventions by EU Member States."

Statement by Lithuania

- “1. Taking in to consideration established practice of the European Commission with the previous Council Decisions regarding conventions and protocols of the International Labour Organisation (ILO), Lithuania supports the Proposal for a Council Decision inviting Member States to ratify the Violence and Harassment Convention, 2019 (No.190) of the ILO.
2. Lithuania strongly believes that adoption of this Council Decision will help to keep all EU Member States act in unity, support the objectives of future Conventions and play a key role for their adoption in the ILO tripartite body.
3. At the same time, Lithuania understands and emphasizes the position expressed during negotiations that this and previous Council's decisions do not create an obligation to ratify the relevant international convention as the EU Member States are autonomous constituents of the ILO, while this Council's decision is required at the European Union to be in line with the *acquis Communautaire*.”

Statement by Hungary

“Hungary, taking into account the Council Legal Service's advice provided during the course of negotiations, would like to reiterate its legal view that there is no legal necessity to adopt a Council decision in order to allow Member States to ratify the Violence and Harassment Convention, 2019 (No. 190) of the International Labour Organization (hereinafter: ILO Convention 190), because the Convention does not entail any exclusive EU competence. We note that the acts of seven Member States who have already ratified the Convention also *de facto* confirm that conclusion.

Without prejudice to the above, Hungary also takes note of the Commission's multiple verbal statements that it will not take steps to enforce the ratification of the Convention by Member States even if a Council decision is adopted in this regard.

Finally, Hungary notes with regret the procedure leading to the adoption of the Council decision in question. In this regard we recall that the Coreper concluded at its meeting of 31 May 2023, to recommend to the Council to approve a statement to be entered into its minutes, whereby the Council notes that the required qualified majority cannot be reached for the adoption of the proposed Council decision. It is regrettable that the conclusions of the Coreper meeting have not been followed up.”

Statement by Austria

- “1. In principle, Austria emphasizes its legal view that the Council's decision inviting Member States to ratify the relevant international convention does not create an obligation.
2. EU Member States are autonomous constituents of the ILO. A ratification obligation contradicts the principle of tripartism enshrined in the ILO Constitution and the ILO Convention 1976 (No. 144) ratified by all EU Member States.
3. Austria takes note of the European Commission's assurances that she will refrain from legal steps against Member States opting for not ratifying the convention.”

Statement by the Commission

“The Violence and Harassment Convention, 2019 (No. 190) of the International Labour Organization (ILO) was adopted during the ILO Centenary and its wide ratification is key for the effective elimination of violence and harassment at work. This new ILO Convention is a much-needed international instrument to protect the right of everyone to a world of work free from violence and harassment. Building on the important role played by the EU and its Member States in the process leading to the adoption of the Violence and Harassment Convention by the ILO, the Commission presented its proposal to provide the appropriate EU framework for the Member States to ratify individually for the matters falling under Union competence. Any difficulty by a Member States to ratify the Convention should not prevent the process of ratification by other Member States in the interest of the Union to proceed.”

Energy

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| 71. | Action Agenda of the North Seas Energy Cooperation
<i>Authorisation to negotiate an NBI</i> | 13757/23
ENER |
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Sport

- | | | |
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| 72. | Designation of a representative of the EU Member States in the
Foundation Board of WADA
<i>Approval</i> | 13929/23
SPORT |
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Fisheries

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| 73. | Note Verbale to the Kingdom of Norway regarding the EU
fisheries in the archipelago of Spitsbergen (Svalbard) waters and
on its continental shelf
<i>Approval</i> | 13762/23
12785/1/23 REV 1
PECHE |
|-----|--|---------------------------------------|

FRIDAY 20 OCTOBER 2023

Transparency

74. Public access to documents 12698/23 + COR 1
- Confirmatory application No 29/c/01/23 INF
Approval

Internal Market and Industry

75. Memorandum of Understanding between the European Union 14028/23
and the Republic of Zambia on a strategic partnership on COMPET
sustainable raw materials value chains
Authorisation to sign an NBI

Environment

76. Commission's intention to join, on behalf of the EU, the Joint 14291/23
Ministerial Statement of the High Ambition Coalition to End ENV
Plastic Pollution
Authorisation to sign an NBI

COREPER (PART 2)

Judicial Affairs

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|-----|--|-----------------|
| 15. | Case before the General Court of the European Union: Case T-542/23 Action for annulment
<i>Information note</i> | 13967/23
JUR |
| 16. | Case before the General Court of the European Union: Case T-543/23 Action for annulment
<i>Information note</i> | 13974/23
JUR |

Institutional Affairs

Appointments

- | | | |
|-----|---|----------------------------------|
| 17. | Chair of the ECB Supervisory Board
<i>Adoption</i> | 13876/23
13554/23
EF |
| 18. | Member of the ECB Executive Board
<i>Adoption</i> | 13951/23
19/23
CO EUR-PREP |

Other

- | | | |
|-----|---|--------------------|
| 19. | Attendance of third parties at the Eastern Europe and Central Asia Working Party (COEST) on 19 October 2023
<i>Approval</i> | 14017/23
COEST |
| 20. | Attendance of a third party at the Working Party on Development cooperation and international partnerships (CODEV-PI) on 19 October 2023
<i>Approval</i> | 13969/23
DEVGEN |
| 21. | Attendance of a third party at the EU Maritime Security Strategy subgroup (EUMSS) of the Working Party on Maritime Issues on 20 October 2023
<i>Approval</i> | 14092/23
POLMAR |
| 22. | Attendance of third parties at the Security Committee on 23-24 October 2023
<i>Approval</i> | 14000/23
CSC |

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| 23. Attendance of a third party to the Eastern Europe and Central Asia Working Party (COEST) on 24 October 2023
<i>Approval</i> | 13390/23
COEST |
| 24. Attendance of third parties at the Working party on Financial Services and Banking Union on 6 and 7 November 2023
<i>Approval</i> | 14027/23
EF |
| 25. Attendance of a third party at the Horizontal Working Party on Enhancing Resilience and Countering Hybrid Threats (HWP ERCHT) on 7 November 2023
<i>Approval</i> | 14102/23
HYBRID |

Transparency

- | | |
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| 26. Public access to documents: confirmatory application No 31/c/01/23
<i>Approval</i> | 12866/23
INF |
| 27. Public access to documents: confirmatory application No 32/c/05/23
<i>Approval</i> | 12962/23
INF |

Economic and Financial Affairs

- | | |
|---|---|
| 28. Review of the Markets in Financial Instruments Regulation (MiFIR) and the second Markets in Financial Instruments Directive (MiFID II)
<i>Confirmation of the final compromise text with a view to agreement</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px; margin-right: 10px;"> 1 C </div> 13970/1/23 REV 1
13972/23
13973/23
EF |
|---|---|

A statement by Czechia is set out in ADD to this document.

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| 29. European Green Bonds Regulation (EuGB)
<i>Adoption of the legislative act</i> | <div style="display: inline-block; border: 1px solid black; padding: 2px; margin-right: 10px;"> 1 C </div> 13940/23 +
ADD 1 + ADD 2
REV 1
PE-CONS 27/23
EF |
|--|--|

A statement by the Council is set out in doc. 13940/23 ADD 1.

A statement by the Commission is set out in doc. 13940/23 ADD 2 REV 1.

A statement by Austria is set out in doc. 13940/23 ADD 2 REV 1.

A statement by Germany is set out in doc. 13940/23 ADD 2 REV 1.

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|-----|---|-------------------------------|
| 30. | Transfers DEC 1/2023, INF 3/2023 and INF 4/2023
(Section VII – Committee of the Regions)
<i>Approval</i>
<i>Approval of a letter</i> | 14060/23
FIN |
| 31. | Transfer No DEC 13/2023 (Section III - Commission)
<i>Approval</i>
<i>Approval of a letter</i> | ☐ 14061/23
13439/23
FIN |
| 32. | Transfer No DEC 16/2023 (Section III - Commission)
<i>Approval</i>
<i>Approval of a letter</i> | ☐ 14062/23
13787/23
FIN |
| 33. | Interinstitutional exchange of views (Art. 16 OLAF Regulation):
Mandate for the meeting on 25 October 2023
<i>Approval</i> | 14083/23
GAF |

Justice and Home Affairs

- | | | |
|-----|---|------------------------------------|
| 34. | The 2007 Hague Convention on the International Recovery of
Child Support and Other Forms of Maintenance: line to take
concerning the accession of Botswana
<i>Approval</i> | 14045/23
JUSTCIV |
| 35. | The 1965 Hague Convention on the Service Abroad of Judicial
and Extrajudicial Documents in Civil or Commercial Matters:
line to take concerning the accession of Singapore
<i>Approval</i> | 14050/23 + ADD 1
JUSTCIV |

Joint statement by Czechia and France is set out in doc. 14050/23 ADD 1.

- | | | |
|-----|--|--|
| 36. | Council Decision authorising the opening of negotiations on
amending the arrangements between the European Union and
Schengen Associated States to participate in the European
Union Agency for Asylum
<i>Adoption</i> | ☐ 14112/23
14116/23
14116/23 ADD 1
R-UE
ASILE |
|-----|--|--|

Foreign Affairs

- | | | |
|-----|---|--|
| 37. | Anti-coercion instrument (ACI) Regulation
<i>Adoption of the legislative act</i> | ☐☐ 13939/23 +
ADD 1-2
PE-CONS 34/23
COMER |
|-----|---|--|

Joint statement of the European Parliament, the Council and the Commission is set out in doc. 13939/23 ADD 1.

Statement of the Commission is set out in doc. 13939/23 ADD 2.

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|---|---|---|--|
| 38. | Extension of the Generalised Scheme of Preferences regulation
<i>Adoption of the legislative act</i> |  | 13941/23
PE-CONS 54/23
POLCOM |
| 39. | Council Decision on financial contributions to the EDF: third instalment 2023
<i>Adoption</i> |  | 14037/23
13955/23
ACP |
| 40. | Council decision authorising the opening of negotiations for a Partnership and Cooperation Agreement with Bangladesh
<i>Adoption</i> |  | 13924/23 + ADD 1
11345/23 + ADD 1
COASI |
| Statement by Hungary is set out in doc. 13924/23 ADD 1. | | | |
| Statement by the Commission is set out in ADD of this document. | | | |
| 41. | Joint civil-military Concept of Operations of the EU Security and Defence Initiative in the Gulf of Guinea
<i>Approval</i> | | 13927/23 + COR 1
CIVCOM
EUMC |
| 42. | MoU on cooperation between the EU and the Organisation for the Prohibition of Chemical Weapons
<i>Authorisation to sign an NBI</i> | | 13752/23
CONOP |
| 43. | 20th EU-Kazakhstan Cooperation Council meeting (23 October 2023, Luxembourg)
<i>Establishment of the EU position</i> | | 14012/23
COEST |
| 44. | EU-Central Asia roadmap
<i>Approval of an NBI</i> | | 14029/23
COEST |
| 45. | EU-Central Asia Ministerial: joint communique
<i>Approval</i> | | 14022/23
COEST |
| 46. | Intention of the EU to join the Indo-Pacific Oceans Initiative (IPOI)
<i>Approval</i> | | 14001/23 + COR 1
COASI |
| 47. | (poss.) PSC Decision EUSDI/1/2023: appointment of the Head of the Civilian Command and Support Cell
<i>Decision to publish in the Official Journal</i> |  | 14055/23
13906/23
PSC DEC |

48. Council Decision and Regulation concerning restrictive measures in view of the situation in Niger
Adoption
- 12559/23
+ADD 1-2
12556/23
12558/23
CORLX

Statement by the Commission is set out in doc. 12559/23 ADD 1.

Joint statement by Belgium, Finland, Germany, the Netherlands, Romania, Slovenia and Sweden is set out in doc. 12559/23 ADD 2.

EU positions for international negotiations

49. Council Decision on the EU position within the CETA Joint Committee on an agreement on the mutual recognition of professional qualifications for architects
Adoption
- ☒ 13424/23
11527/22 + ADD 1
POLCOM

Statement by the Commission

“The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 2 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.”

50. Council Decision on the EU position in the International Sugar Council as regards the extension of the International Sugar Agreement, 1992
Adoption
- ☒ 13722/23
13618/23
PROBA

Statement by the Commission

“The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 2 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.”

51. (poss.) Council Decision on the EU position in the ACP-EU
Committee of Ambassadors regarding transitional measures to
the ACP-EU Partnership Agreement
Adoption

 14071/23
14068/23
ACP



First reading



Procedural decision by Coreper (Article 19(3)&(7) of the Council's Rules of Procedure)



Item based on a Commission proposal
