



Brussels, 14 November 2022
(OR. en)

15492/22
CRS CRP 45

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
9 and 11 November 2022

I. Adoption of the agenda

14326/2/22 REV 2 + REV 2 COR 1 OJ CRP1 39
14422/1/22 REV 1 OJ CRP2 39

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 9 NOVEMBER 2022

Education, Youth, Culture and Sport

2. Meeting of the Council (Education, Youth, Culture and Sport) on 28 and 29 November 2022:
Agenda

The Presidency presented the main items on the agenda. The Committee agreed to take the four policy debates, as well as newly added AOBs requested by Sweden, Cyprus, Germany and the Commission, in public session. The Committee also agreed to invite guests for the breakfast meeting in the framework of the EU Youth Dialogue and the relative AOB, and for the policy debate on support and solidarity with Ukrainian Culture.

Competitiveness

3. Meeting of the Council (Competitiveness (Internal Market, Industry, Research and Space)) on 1 and 2 December 2022

1. Agenda

The Presidency presented the main items on the agenda. The Committee agreed to take the points on the Conclusions on Research Infrastructures, on the Conclusions on the New European Innovation Agenda, on Science as an instrument to facilitate policy making in the Member States, on EU Space Data Exploitation and the possible point on the Recommendation on the guiding principles for knowledge valorisation, as well as the AOB on the public consultation on the past, present and future of the European research and innovation framework programmes 2014-2027 and the Spanish AOB, in public session.

2. Preparation

Conclusions on European Agenda for Tourism 2030
Approval

14214/1/22 REV 1

The Committee prepared this item for the Council meeting.

Internal Market and Industry

4. Regulation on general product safety (GPSR)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 8 November 2022.

Transport, Telecommunications and Energy

5. Extraordinary meeting of the Transport, Telecommunications and Energy Council on 24 November 2022: Agenda

The Presidency presented the main items on the agenda.

Telecommunications

6. European Declaration on Digital Rights and Principles for the Digital Decade
Preparation for the interinstitutional discussions

14032/22

The Presidency took note of delegations' input in view of the next interinstitutional discussion.

Agriculture and Fisheries

7. Meeting of the Council (Agriculture and Fisheries) on 21 November 2022: Preparation

The implementation of the New EU Forest Strategy for 2030
Information from the Commission
Exchange of views

14026/22

The Committee prepared this item for the Council meeting.

Fisheries

8. Bilateral EU-UK consultations on fishing opportunities for 2023 14335/22
for Western Horse Mackerel 13883/22
Guidance for further work

The Committee provided guidance for further work.

Environment

22. Council Decision on the EU position at CITES CoP19 13511/2/22 REV 2
Preparation for the adoption + ADD 1
13685/22 + ADD 1

The Committee started preparing this item for adoption at a forthcoming Council.

Statement by the Commission

"The Commission thinks that the Council Decision should be based on two substantive legal bases, i.e. Articles 192 TFEU on environment and 207 TFEU on trade because decisions which will be made at the CoP aim specifically at regulating international trade in the species concerned and have a direct and immediate effect on such trade. The Commission has always had this position and regrets that the Council has departed from the Commission proposal on the legal basis, in light of the significant trade implications of CITES and the issues under discussion at the CoP. The Commission reserves its rights in this regard."

Statement by the Commission

"The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 3 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."

The joint statement by France, Hungary, Poland, Portugal and Spain is set out in document 13511/22 ADD 1.

Internal Market and Industry

9. Regulation on machinery products 14229/22
Preparation for the trilogue

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

FRIDAY 11 NOVEMBER 2022

Environment

22. (continuation) Council Decision on the EU position at 13511/2/22 REV 2
CITES CoP19 + ADD 1
Preparation for the adoption 13685/22 + ADD 1

The Committee finished preparing this item for adoption at a forthcoming Council.

10. Revision of Regulation (EU) 2018/842 on binding annual greenhouse gas emission reductions by Member States from 2021 to 2030 (ESR)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 8 November 2022.

11. Revision of Regulation (EU) 2018/841 on greenhouse gas emissions and removals from land use, land use change and forestry (LULUCF)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 10 November 2022.

12. Fit for 55 package: ETS revision

a) Revision of Directive 2003/87/EC establishing a scheme for greenhouse gas emission allowance trading (ETS)

b) Revision of Decision (EU) 2015/1814 (market stability reserve)

Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 10 November 2022.

13. Regulation on the making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 9 November 2022.

Energy

14. Revision of the Renewable Energy Directive 14308/22
Preparation for the trilogue

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

15. Directive amending Directive (EU) 2018/2001 on the promotion of the use of energy from renewable sources, Directive 2010/31/EU on the energy performance of buildings and Directive 2012/27/EU on energy efficiency (REPowerEU Directive)
Guidance for further work

The Committee provided guidance for further work.

16. Council Regulation laying down a framework to accelerate the deployment of renewable energy
Presentation by the Commission

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

17. Council Regulation on enhancing solidarity through better coordination of gas purchases, exchanges of gas across borders and reliable price benchmarks
Guidance for further work

The Committee provided guidance for further work.

Space

18. Regulation establishing the Union Secure Connectivity Programme for the period 2023-2027
Preparation for the trilogue

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

Transport

19. Decision on CORSIA offsetting requirements
Revised mandate for negotiations with the European Parliament

14402/22
+ COR 1-2

The Committee agreed on a revised mandate and mandated the Presidency to inform the European Parliament that, should the European Parliament adopt its position at first reading in accordance with the Council's revised mandate (subject to revision by the legal linguists), the Council would approve the European Parliament's position and the act shall be adopted.

COREPER (PART 2)

General Affairs

28. Meeting of the Council (General Affairs) on 18 November 2022:
Preparation
Other items in connection with the Council meeting

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

Foreign Affairs

29. Global Gateway governance 13888/1/22 REV 1
Approval

The Committee held an exchange of views and approved the working arrangements.

30. EU-Western Balkans summit (Tirana, 6 December 2022) 14154/22
Exchange of views

The Committee examined the first draft of the draft declaration, held an exchange of views and will revert at a forthcoming meeting.

31. Meeting of the Council (Foreign Affairs) on
14-15 November 2022: 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 and approved the attendance of the Foreign Minister of Ukraine for an informal exchange under this agenda item.

c) Great Lakes
Exchange of views

The Committee prepared this item for the Council meeting.

d) Western Balkans
Exchange of views

The Committee prepared this item for the Council meeting.

- e) Defence capabilities and operational realities
Exchange of views

The Committee prepared this item for the Council meeting.

- f) Other items in connection with the Council

The Committee took note of the information provided by the EEAS and approved the attendance of the Belarusian opposition leader at an informal breakfast session on 15 November 2022, as well as the Minister of Defence of Ukraine (by videoconference) and the NATO Secretary General at an informal lunch session on 16 November 2022.

32. EU-Australia leaders' meeting (Bali, November 2022)
Exchange of views

The Committee took note of the information provided by the PEC CAB and held an exchange of views.

Economic and Financial Affairs

33. Conciliation Committee and ECOFIN/Budget Council on
11 November 2022: Preparation

The Committee prepared this item for the Council meeting.

34. Meeting of the Council (Economic and Financial Affairs) on
8 November 2022: Follow-up

The above-mentioned item was withdrawn.

35. Commission communication on economic governance review 13828/22
Presentation by the Commission

The Committee took note of the information provided by the Commission and held an exchange of views.

36. Legislative package on financial support to Ukraine
Presentation by the Commission

The Committee took note of the information provided by the Commission and held an exchange of views.

Justice and Home Affairs

37. Operational coordination mechanism for the external dimension of migration (MOCADÉM): action files and implementation reports

Exchange of views

The Committee held an exchange of views.

38. External dimension of migration - financing

Exchange of views

The Committee took note of the information provided by the Commission and held an exchange of views.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

None.

"I" items approved**COREPER (PART 1)****WEDNESDAY 9 NOVEMBER 2022****Institutional Affairs****Appointments**

- | | | |
|-----|--|-----------------|
| 20. | One member (BE) of the Management Board of the European Foundation for the Improvement of Living and Working Conditions
<i>Adoption</i> | 14283/22
SOC |
| 21. | One member (NL) of the Advisory Committee on Safety and Health at Work
<i>Adoption</i> | 13978/22
SOC |

Transport

- | | | |
|-----|--|-------------------|
| 23. | Joint statement of the EU, the Contracting Parties of the Transport Community Treaty, Ukraine, the Republic of Moldova and Georgia on the closer association of the latter three in the work of the Transport Community
<i>Approval of an NBI</i> | 14083/22
TRANS |
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Telecommunications

- | | | |
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| 24. | Digital Partnership with the Republic of Korea
<i>Approval of an NBI</i> | 14180/22
TELECOM |
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Environment

- | | | |
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| 26. | Commission's decision to join, on behalf of the EU, the High Ambition Coalition to End Plastic Pollution
<i>Authorisation to sign an NBI</i> | 14327/22
ENV |
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Fisheries

- | | | |
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| 27. | Regulation laying down conservation and management measures for the Conservation of the Southern Bluefin Tuna
<i>Confirmation of the final compromise text with a view to agreement</i> | 14037/22 + ADD 1
PECHE |
|-----|--|---------------------------|

The statement by the Commission is set out in document 14037/22 ADD 1.

FRIDAY 11 NOVEMBER 2022

Environment

25. UNFCCC COP27 (Sharm El-Sheikh, Egypt,
6-18 November 2022), Biodiversity Day (16 November):
Egypt Presidency initiative on Nature-based Solutions
Authorisation to sign an NBI 14330/22
ENV

Foreign Affairs

79. Council Implementing Decision and Implementing Regulation
concerning restrictive measures directed against certain persons
and entities in view of the situation in Iran
Adoption 14511/22
14381/22
14383/22
CORLX
80. Restrictive measures Tunisia: Pre-notifications
Approval 14323/22
CORLX
81. Council Decision launching the European Union Military
Assistance Mission in support of Ukraine (EUMAM Ukraine)
Adoption 14006/22
14005/22
CORLX
82. Council Decision on an assistance measure under the EPF to
support the Ukrainian Armed Forces trained by the EUMAM
Ukraine with military equipment, and platforms, designed to
deliver lethal force
Adoption 14507/22
+ ADD 1-2
14113/22
CORLX

The statements by Ireland, Malta and Austria are set out in document 14507/22 ADD 1.
The statement by Hungary is set out in document 14507/22 ADD 2.

84. EU-Kyrgyz Republic Cooperation Council
(Brussels, 15 November 2022)
Establishment of the EU position 14238/22 + ADD 1
COEST

The statement by Cyprus is set out in document 14238/22 ADD 1. Greece supports this
statement.

COREPER (PART 2)

Institutional Affairs

Appointments

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| 39. | A member of the European Court of Auditors
<i>Adoption</i> | 13930/22
13433/22
CMPT |
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Other

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| 40. | Attendance of third parties at the Working Party on Staff Regulations on 11 November 2022
<i>Approval</i> | 14184/22
STAT |
| 41. | Attendance of third parties at the meetings of the Working Party on Development Cooperation and International Partnerships on 10 and 14 November 2022
<i>Approval</i> | 13967/22
DEVGEN |
| 42. | Attendance of a third party at the Working Party on Terrorism on 14 November 2022
<i>Approval</i> | 14369/22
CT |
| 43. | Attendance of a third party at the Horizontal Working Party on Enhancing Resilience and Countering Hybrid Threats on 14 November 2022
<i>Approval</i> | 14311/22
HYBRID
DISINFO |
| 44. | Attendance of a third party at the Working Party on Atomic Questions on 16 November 2022
<i>Approval</i> | 14379/22
ATO |
| 45. | Attendance of a third party at the Working Party on Terrorism (International Aspects) on 16 November 2022
<i>Approval</i> | 13489/22
COTER |
| 46. | Attendance of a third party at the informal videoconference of the members of the Working Party on International Environment Issues (Desertification) on 16 November 2022
<i>Approval</i> | 14206/22
WPIEI |
| 47. | Attendance of third parties at the Horizontal Working Party on cyber issues on 16 November 2022
<i>Approval</i> | 14110/22
CYBER |

Transparency

48. Complaint 1834/2022/NH
Approval of a letter 14215/22
API
INF
49. Public access to documents
- Confirmatory application No 18/c/01/22
Adoption 13265/22 + ADD 1
INF
- Joint Statement by Sweden, The Netherlands and Finland is set out in document 13265/22 ADD 1.

Economic and Financial Affairs

50. Transfer No DEC 22/2022 (Section III - Commission)
Approval 14089/22
13884/22
FIN
51. Transfer No DEC 23/2022 (Section III - Commission)
Approval 14091/22
13885/22
FIN
52. Council Implementing Decision authorising Bulgaria to
introduce a VAT derogation 14155/22
13925/22
Adoption FISC

General Affairs

53. Regulation laying down measures for a high common level of
cybersecurity at the institutions, bodies, offices and agencies of
the Union 14128/22 + ADD 1
General approach CYBER

Council statement

“1. The Council notes that given the responsibility of the Secretary-General of the Council for administering the appropriations entered in Section II – European Council and Council – of the budget pursuant to Article 13(3) of the rules of procedure of the European Council, the European Council will be represented in the Interinstitutional Cybersecurity Board (IICB) by a senior official designated by the Secretary-General, as it has been the case until now in the Steering Board of the CERT-EU.

2. The Council will be represented in the IICB by a representative designated by the Presidency of the Council. The modalities will be defined by Coreper.”

Justice and Home Affairs

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| 54. | Arrangement between the European Union and the Republic of Iceland on its participation in the European Asylum Support Office | 14051/22
ASILE |
| a) | Council Decision on the signing
<i>Adoption of the Irish-language version</i> | 18122/13
18123/13 |
| b) | Council Decision on the conclusion
<i>Adoption of the Irish-language version</i> | 18125/13
18123/13 |
| 55. | Schengen evaluation recommendation - Spain: management of external borders
<i>Adoption</i> | 14190/22
14198/22
SCH-EVAL |
| 56. | Schengen evaluation recommendation - Luxembourg: management of external borders, return, the Schengen Information System, police cooperation
<i>Adoption</i> | 14189/22
14196/22
SCH-EVAL |
| 57. | Schengen evaluation recommendation - Italy: Schengen Information System
<i>Adoption</i> | 14188/22 + COR 1
14194/22
SCH-EVAL |
| 58. | Schengen evaluation recommendation - Greece: Schengen Information System
<i>Adoption</i> | 14187/22
14193/22
SCH-EVAL |
| 59. | Schengen evaluation recommendation - Greece: police cooperation
<i>Adoption</i> | 14185/22
14192/22
SCH-EVAL |
| 60. | Report of the voluntary based fact-finding mission to Bulgaria and Romania
<i>Information note</i> | 14175/22
SCH-EVAL |

Foreign Affairs

- | | | |
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| 61. | EUMAM Ukraine: draft Mission Plan
<i>Approval</i> | 14205/22 REV 1
13969/22 R-UE
CSDP/PSDC |
| 62. | EU-Republic of Korea digital trade principles
<i>Approval of an NBI</i> | 14208/1/22 REV 1
POLCOM |
| 67. | Council guidelines for EDA's Work in 2023
<i>Approval</i> | 14001/22
13998/22
POLMIL |

68.	Council Decision on EDF contributions: ceiling 2024, annual amount 2023, 1st instalment 2023 and forecast 2025-2026 <i>Adoption</i>	13706/22 13703/22 ACP
69.	Iran restrictive measures - coordination with third countries <i>Approval</i>	14347/22 MOG
70.	Council Implementing Decision and Regulation concerning restrictive measures directed against certain persons and entities in view of the situation in Iran <i>Adoption</i>	14109/22 14106/22 14108/22 CORLX
71.	Council Recommendation assessing the progress made by the participating Member States to fulfil commitments undertaken in the framework of the Permanent Structured Cooperation <i>Adoption</i>	13475/22 13474/22 CORLX
72.	Council Decision on the participation of the United Kingdom of Great Britain and Northern Ireland in the PESCO project Military Mobility <i>Adoption</i>	14073/22 14072/22 CORLX
73.	Restrictive measures to combat terrorism - Common Position 2001/931/CFSP - pre-notifications of updated statement of reasons <i>Approval</i>	14414/22 14415/22 CORLX
74.	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>	14056/22 14053/22 14055/22 CORLX
75.	Generic Operational Scenario: Rescue and Evacuation <i>Approval</i>	14391/22 14390/22 R-UE CSDP/PSDC
76.	Generic Operational Scenario: initial phase of stabilisation <i>Approval</i>	14393/22 14392/22 R-UE CSDP/PSDC

78. (poss.) Conclusions on women, peace and security
Approval

14499/22
COPS

Statement by Hungary

“Hungary considers the implementation of the Women, Peace and Security agenda of utmost importance and is fully committed to its application. Hungary attaches great importance to the Council Conclusions on Women, Peace and Security. Hungary recognizes 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 the international law. Furthermore, equality between women and men is enshrined in the Treaties of the European Union as a fundamental value. In line with these and its national legislation, Hungary interprets the term ‘gender’ as reference to ‘sex’.

Moreover, Hungary declares that the Commission’s Communication on ‘A Union of Equality: Gender Equality Strategy 2020-2025’ referred to in the conclusions should be interpreted with due regard to the national competences and the specific circumstances in each Member State. In accordance with the abovementioned commitments Hungary interprets the term ‘diversity’ in these Council conclusions in line with the content and scope of Article 22 of the Charter of Fundamental Rights of the European Union and also the EU Action Plan on Human Rights and Democracy 2020-2024.”

EU positions for international negotiations

77. Council Decision on the EU position on the accession of the
Kingdom of Saudi Arabia to the International Sugar Agreement,
1992
Adoption

13887/22
13805/22
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.”