



Brussels, 19 December 2023
(OR. en)

16214/23
CRS CRP 40

SUMMARY RECORD

PERMANENT REPRESENTATIVES COMMITTEE

29 November and 1 December 2023

I. Adoption of the agenda

16036/1/23 REV 1 OJ CRP1 40

16055/1/23 REV 1 OJ CRP2 40

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 29 NOVEMBER 2023

Energy

2. 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 which took place on 27 November 2023.

Internal Market and Industry

3. Regulation on Critical raw materials act  15686/1/23 REV 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.

Statement by the Commission

“Commission Statement on the occasion of the adoption of Regulation (EU) 2023/...* of the European Parliament and the Council establishing a framework for ensuring a secure and sustainable supply of critical raw materials and amending Regulations (EU) 168/2013, (EU) 2018/858, 2018/1724 and (EU) 2019/1020

In the upcoming review of Directive 2012/19/EU on waste electrical and electronic equipment (WEEE), the Commission will assess the feasibility of introducing information requirements and targets for the collection and recovery of critical raw materials from waste electrical and electronic equipment and take that assessment into account as appropriate in any possible subsequent legislative proposal.”

Environment

4. Directive on urban wastewater treatment (recast) 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 21 November 2023.

5. Regulation on shipments of waste 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 16 November 2023.

6. Directive amending Directive 2012/19/E on waste electrical and electronic equipment (WEEE)  15859/23
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.

7. Meeting of the Council (Environment) on 18 December 2023: Agenda

The Presidency presented the main items on the agenda. The Committee agreed to take all the items on the agenda at this stage, other than A items on non-legislative activities and the AOBs on international activities and the work programme of the incoming BE Presidency, in public session. The Committee approved the participation of the Chair of the European Scientific Advisory Board on Climate Change at the ministerial lunch.

Transport, Telecommunications and Energy

8. Meeting of the Council (Transport, Telecommunications and Energy) on 4 and 5 December 2023: Preparation

1. Directive amending Directive 2005/35/EC on ship-source pollution
General approach  15667/23 + COR 1

The Committee prepared this item for the Council meeting.

2. Regulation on the accounting of greenhouse gas emissions of transport services
General approach  15745/23

The Committee prepared this item for the Council meeting.

Telecommunications

9. Regulation on horizontal cybersecurity requirements for products with digital elements (Cyber Resilience Act)
Preparation for the trilogue  15776/23

The Committee prepared a revised mandate for the forthcoming trilogue.

Competitiveness

10. Meeting of the Council (Competitiveness (Internal Market, Industry, Research and Space)) on 7 and 8 December 2023: Preparation

- Regulation on prohibiting products made with forced labour on the Union Market
Policy debate  15495/2/23 REV 2

The Committee prepared this item for the Council meeting.

Telecommunications

11. Regulation laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts 15688/23
+ COR 1-2
Preparation for the trilogue

The Committee started preparing a revised mandate for the forthcoming trilogue.

Internal Market and Industry

12. Directive on multiple-vote share structures (MVSD) 15688/23
+ COR 1-2
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 23 November 2023.

Employment and Social Policy

13. Directive on improving working conditions in platform work 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 28 November 2023.

14. Directive on standards for equality bodies (Article 157) 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 28 November 2023.

Internal Market and Industry

15. Regulation on the Single Market Emergency Instrument  15445/23
and
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
and
Directive as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency
Preparation for the trilogue

The Committee started preparing a revised mandate for the forthcoming trilogue. The Committee decided to revert to it at its next meeting on Wednesday 6 December.

A joint statement by Bulgaria, Cyprus, the Czech Republic, Denmark, Estonia, Ireland, Latvia, Lithuania, Luxembourg, Malta, Poland, Portugal and Slovakia is set out in the ADD 1 to this document.

16. Revision of the Regulation on classification, labelling and packaging of substances and mixtures (CLP)  15815/23
Preparation for the trilogue + ADD 1 REV 1

The Committee prepared a revised mandate for the forthcoming trilogue.

17. Regulation establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC  15813/23 + ADD 1
Preparation for the trilogue

The Committee prepared a revised mandate for the forthcoming trilogue.

Telecommunications

11. (continuation) Regulation laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts  15695/23 + COR 1-2 16097/23
Preparation for the trilogue

The Committee finished preparing a revised mandate for the forthcoming trilogue.

Environment

18. 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 28 November 2023.

19. Regulation establishing a Union certification framework for carbon removals 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 28 November 2023.

Health

20. Regulation on standards of quality and safety for substances of human origin intended for human application 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 28 November 2023.

Internal Market and Industry

21. Directive on Corporate Sustainability Due Diligence 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 22 November 2023.

Culture/Audiovisual Matters

22. Regulation on the European Media Freedom Act 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 29 November 2023.

COREPER (PART 2)

General Affairs

41. Meeting of the Council (General Affairs) on 12 December 2023:
Preparation

- a) Conclusions on the evaluation of the annual rule of law dialogue
Approval 14829/23

The Committee prepared this item for the Council meeting.

- b) Conclusions on enlargement and stabilisation and association process
Approval 15915/23

The Committee held an exchange of views and agreed to revert at its next meeting on the basis of a revised compromise text.

- d) (poss.) Future of Europe: proposal of the European Parliament pursuant to Article 48(2) TEU
Submission to the European Council

The Committee agreed to remove this item from the Council agenda and to submit it as an I/A item to the Environment Council on 18 December 2023.

- c) Other items in connection with the Council meeting

None.

Foreign Affairs

43. EU-Western Balkans summit (Brussels, 13 December 2023) 15335/23
Exchange of views

The Committee held an exchange of views and agreed to revert to this item at a forthcoming meeting.

44. EU-China summit (Beijing, 7-8 December 2023) 15137/23 **R-UE**
Orientation debate

The Committee held an orientation debate on the upcoming summit.

45. Russian aggression against Ukraine

- a) Council Decision and Regulation concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine  15245/23
15247/23 + ADD 1
- b) Council Decision, Implementing Regulation and Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine  14896/23
14898/23
14902/23

Exchange of views

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

46. Global Gateway 15959/23
Exchange of views

The above-mentioned item was postponed to a future meeting.

47. Meeting of the Council (Foreign Affairs/Trade)
on 27 November 2023: Follow-up

The above-mentioned item was withdrawn.

Economic and Financial Affairs

48. Meeting of the Council (Economic and Financial Affairs)
on 8 December 2023: Preparation

- a) Adjusted package for the next generation of own resources  15858/23
Progress report

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) European Semester 2024: Annual Sustainable Growth Survey 2024, Alert Mechanism Report 2024 and Recommendation on the economic policy of the euro area 15627/23
15628/23
+ ADD 1-2
Presentation by the Commission 15630/23 + ADD 1
Exchange of views

The Committee prepared this item for the Council meeting.

- d) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency and agreed to transfer the ECOFIN report to the European Council on tax issues and the conclusions on progress achieved by the Code of Conduct Group to the list of A items. The Committee also agreed to remove the items on the VAT in the digital age package, (poss.) Directive on withholding taxes and customs reform from the Council agenda. The Committee furthermore approved the attendance of the EIB President at the Council session and the breakfast session, as well as the attendance of the ESM Managing Director and the Eurogroup President at the breakfast session.

Justice and Home Affairs

50. Meeting of the Council (Justice and Home Affairs)
on 4 and 5 December 2023: Preparation

- a) Regulation on the transfer of proceedings in criminal matters  15657/23
General approach

The Committee prepared this item for the Council meeting.

A joint statement by the Czech Republic, Estonia and Slovakia is set out in document 15657/23 ADD 1.

A statement by Ireland is set out in document 15657/23 ADD 2.

- b) Directive amending Directive 2012/29/EU on the rights of victims  15710/23
Policy debate

The Committee prepared this item for the Council meeting.

- c) Russia's war of aggression against Ukraine: fight against impunity 15658/23
State of play

The Committee prepared this item for the Council meeting.

- d) European Public Prosecutor's Office 15711/23
i) Study on the functioning of the EPPO 15779/23
ii) Relations with national authorities + ADD 1-3
Exchange of views 15924/23

The Committee prepared this item for the Council meeting.

e) Overall state of Schengen area

i) Schengen Barometer 15315/23

ii) Making the return systems more effective 15925/23
Exchange of views

The Committee prepared this item for the Council meeting.

f) (poss.) Council Decision on the full application of the provisions of the Schengen *acquis* in Bulgaria and Romania
Adoption

The Committee prepared this item for the Council meeting and agreed to change the aim to *State of play*.

g) Pact on Migration and Asylum¹ C
Progress report

The Committee prepared this item for the Council meeting.

h) Consequences of Russia's aggression against Ukraine 15443/23
Internal Security
Exchange of views

The Committee prepared this item for the Council meeting.

i) The implications of the situation in the Middle East for the EU's internal security 15443/23
Exchange of views

The Committee prepared this item for the Council meeting.

j) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency and agreed to remove marking 'possible' from the item regarding the Annual Report on the application of the EU Charter of Fundamental Rights. One new any other business item was added on the Home Affairs day: the Presidency will inform on the provisional agreement on the Prüm II Regulation. At the request of Hungary an any other business item on the situation at its Southern border was added to the Schengen Mixed Committee part of the agenda.

¹ Exceptionally, in the presence of the Schengen Associated States

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

None.

Non-discussion items "I"**COREPER (PART 1)****WEDNESDAY 29 NOVEMBER 2023****Institutional Affairs****Appointments**

- | | | |
|-----|--|------------------------------|
| 23. | Council Decision appointing the Vice-President of the Community Plant Variety Office (CPVO)
<i>Adoption</i> | 15913/23
14979/23
AGRI |
| 24. | One member (DK) of the Advisory Committee for the Coordination of Social Security Systems
<i>Adoption</i> | 15276/1/23 REV 1
SOC |

Other

- | | | |
|-----|---|--------------------|
| 25. | Attendance of a third party at the Working Party on Space on 18 December 2023
<i>Approval</i> | 15746/23
ESPACE |
| 26. | Attendance of third parties at the Working Party on Animals and Veterinary Questions (Chief Veterinary Officers) on 4 and 5 December 2023
<i>Approval</i> | 15832/23
VETER |
| 27. | Attendance of a third party at the Working Party on International Environment Issues (Int. Chemicals/Synergies) on 1 December 2023
<i>Approval</i> | 15866/23
ENV |
| 28. | Attendance of a third party at the Working Party on Genetic Resources and Innovation in Agriculture (Innovation in Agriculture) on 1 December 2023
<i>Approval</i> | 15855/23
AGRI |

Judicial Affairs

- | | | |
|-----|---|-----------------|
| 29. | Case C-224/22 (Kingdom of Spain v Council)
<i>Information note</i> | 15665/23
JUR |
|-----|---|-----------------|

EU positions for international negotiations

30. Council Decision on the EU position in the International Maritime Organization (IMO) during the 33rd session of the Assembly
Adoption
- ☐ 15435/23
15419/23
MAR

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

31. Council Decision on the EU position at the Barcelona Convention
Adoption
- ☐ 15694/23 + COR 1
+ ADD 1
15348/23
ENV

A statement by Italy is set out in document 15694/23 ADD 1.

32. Differences to be notified on behalf of the EU with regard to Volume IV of Annex 16 to the Convention on International Civil Aviation
Approval
- 15856/23
AVIATION

Transport

33. Council Decision authorising the Commission to negotiate a bilateral civil aviation safety agreement between the European Union and the State of Israel
Adoption
- ☐ 14701/23
15261/23
+ ADD 1 **R-UE**
AVIATION

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

Agriculture

34. 174th session of the FAO Council (Rome, 4-8 December 2023): Declaration of Competence and Voting Rights
Approval
- 15869/23
AGRI

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

Health

35. COP 28 Declaration on climate and health
Approval of an NBI
- 15656/23
SAN

Environment

36. Commission's intention to join the Climate Club statement on behalf of the European Union in the margins of COP28
Authorisation to sign an NBI 15842/23
CLIMA
37. 23rd Conference of the Parties to the Barcelona Convention (Portorož, Slovenia, 4-8 December 2023): Draft Ministerial Declaration
Authorisation to sign an NBI 15830/23
ENV

Research

38. Statement on principles and values for international cooperation in Research & Innovation
Authorisation to negotiate an NBI 15702/23
RECH

FRIDAY 1 DECEMBER 2023

Justice and Home Affairs

39. Implementation of the Istanbul Convention: preparation of the next meeting of the Committee of the Parties
Approval 15994/23 + ADD 1
JAI

A statement by Hungary is set out in document 15994/23 ADD 1.

Foreign Affairs

40. Council Decision and Implementing Regulation concerning restrictive measures in view of the situation in the Democratic Republic of the Congo
Adoption 15144/23
15140/23
15143/23
CORLX

COREPER (PART 2)

Institutional Affairs

51. Minutes of Council meetings *Approval*

 PV CONS

- | | | |
|----|-------------------|------------------|
| a) | ECOFIN 17.10.2023 | 14399/23 + ADD 1 |
| b) | JHA 19-20.10.2023 | 14487/23 + ADD 1 |

Appointments

52.	Five members and six alternate members (NL) of the Committee of the Regions	14986/23
	<i>Adoption</i>	14976/23
		CDR

53.	Two members of the Court of Auditors	15330/23
	<i>Adoption</i>	15334/23
		CMPT

Other

54.	Attendance of a third party at an upcoming Africa Working Party	15720/23
	<i>Approval</i>	COAFR

55.	Attendance of a third party at the informal videoconference of the members of the Working Party on the 2030 Agenda for Sustainable Development on 5 December 2023	15888/23
	<i>Approval</i>	SUSTDEV

56.	Attendance of third parties at the Working Party on Latin America and the Caribbean (COLAC) on 5 December 2023	15823/23
	<i>Approval</i>	COLAC

57.	Attendance of a third party at the Working Party on Human Rights (COHOM) on 6 December 2023	15871/23
	<i>Approval</i>	COHOM

58.	Attendance of a third party at the Working Party on Human Rights (COHOM) on 6 December 2023	14721/23
	<i>Approval</i>	COHOM

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| 59. | Attendance of a third party at the Working Party on Structural Measures and Outermost Regions (SMOR) on 7 December 2023
<i>Approval</i> | 15700/23
COH |
| 60. | Attendance of third parties at the Council Security Committee on 7-8 December 2023
<i>Approval</i> | 15661/23
CSC |
| 61. | Attendance of a third party at the COTRA/COLAC meeting on 12 December 2023
<i>Approval</i> | 15824/23
COTRA
COLAC |

Economic and Financial Affairs

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|-----|--|---|
| 63. | New Finnish commemorative coin
<i>Information note</i> | 12405/23
UEM |
| 64. | New French commemorative coin
<i>Information note</i> | 14799/23
UEM |
| 65. | New German commemorative coin
<i>Information note</i> | 15102/23
UEM |
| 66. | Council Decision approving the external auditors of Banka Slovenije
<i>Adoption</i> | 14256/23
14255/23
UEM |
| 67. | ECA SR No 25/2023 on EU aquaculture policy
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the working party meeting</i> |  15923/23
FIN |
| 68. | Transfer No DEC 19/2023 (Section III - Commission)
<i>Approval</i>
<i>Approval of a letter</i> |  15911/23
15155/23
FIN |
| 69. | Customs Union reform package
<i>Report by the Presidency</i> |  15909/23
UD |
| 70. | Regulation on import, export and transit measures for firearms, their essential components and ammunition, implementing Article 10 of the United Nations' Firearms Protocol (recast)
<i>Mandate for negotiations with the European Parliament</i> |  15795/23
15796/23
UD |

A joint statement by the Czech Republic, Slovakia and Poland is set out in ADD 1 to this document.

71. Instant payments Regulation  15763/1/23 REV 1
15764/1/23 REV 1
EF
Confirmation of the final compromise text with a view to agreement

A joint statement by the Czech Republic, Denmark, Hungary and Poland is set out in ADD 1 to this document.

72. VAT in the digital age package  15877/23
FISC
Progress report
73. Conclusions on the progress achieved by the Code of Conduct (Business Taxation) Group 15875/23
FISC
Approval

General Affairs

74. EP Resolutions and Decisions (November II 2023) 15879/23
PE-RE
Information note
75. Appointment of the Director of the European Union Agency of the Fundamental Rights (FRA) 14960/23
FREMP
Approval of a letter
76. Specification of the Union position to be taken in the EU-UK Specialised Committee on Fisheries as regards the alignment of management areas for plaice and whiting 15928/23
15707/23
UK
Approval
77. Accession negotiations with Albania 13099/2/23 REV 2
ELARG
Approval of a letter

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

Justice and Home Affairs

78. Conclusions on people having drug use disorders that co-occur with other mental health disorders 15547/23
CORDROGUE
Approval

A statement by Hungary is set out in document 15547/23 ADD 1.

79. Accession of third countries to the 1965 Hague Service Convention: line to take concerning the accession of Paraguay 15666/23
JUSTCIV
Approval

A joint statement by the Czech Republic and France is set out in document 15666/23 ADD 1.

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| 80. Council Decision on the conclusion of the Agreement with Montenegro on operational activities carried out by the European Border and Coast Guard Agency in Montenegro
<i>Adoption</i> |  15969/23
8353/23
8354/23
FRONT |
| 81. Regulation on automated data exchange for police cooperation (“Prüm II”)
<i>Confirmation of the final compromise text with a view to agreement</i> |   15781/23
IXIM |

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

Foreign Affairs

- | | |
|---|---|
| 82. Iran restrictive measures: coordination with third countries
<i>Approval</i> | 15742/23
MOG |
| 83. Single progress report on the planning and development of EU military capabilities 2023
<i>Information note</i> | 15868/23
EUMC |
| 84. PSC Decision EUNAVFOR MED IRINI/4/2023 - reconfirmation of the authorisation
<i>Decision to publish in the Official Journal</i> |  15910/23
15185/23
PSC DEC |
| 85. Joint statement on the launching of the Critical Raw Materials Club
<i>Approval of an NBI</i> | 15821/23
POLCOM |
| 86. Council Decision amending Decision (CFSP) 2020/1515 establishing a European Security and Defence College
<i>Adoption</i> | 15376/23
15374/23
CORLX |
| 87. Council Decision in support of the UN Secretary General's mechanism for investigation of the alleged use of chemical, biological and toxin weapons
<i>Adoption</i> | 15731/23
15730/23
CORLX |
| 88. Council Decision and Implementing Regulation concerning restrictive measures against serious human rights violations and abuses
<i>Adoption</i> | 13177/23
13172/23
13174/23
CORLX |
| 89. List of Global Gateway flagship projects for 2024
<i>Endorsement</i> | 15369/1/23 REV 1
RELEX |

EU positions for international negotiations

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| 90. Council Decision on the EU position concerning an amendment to Annexes V and VI and Protocol 31 to the EEA Agreement
<i>Adoption</i> |  14382/23
14381/23 + ADD 1
AELE |
| 91. Council Decision on the EU position concerning an amendment to Annex XX to the EEA Agreement
<i>Adoption</i> |  14990/23
14989/23 + ADD 1
AELE |
| 92. Council Decision on the EU position concerning an amendment to Annex XX to the EEA Agreement
<i>Adoption</i> |  14923/23
14922/23 + ADD 1
AELE |
| 93. Council Decision on the EU position on pan-Euro-Mediterranean preferential rules of origin regarding the adoption of a recommendation on the use of movement certificates issued electronically
<i>Adoption</i> |  15352/23
14401/23 + ADD 1
UD |
| 94. Council Decision on the EU position on pan-Euro-Mediterranean preferential rules of origin as regards the amendment of the Convention
<i>Adoption</i> |  15354/23
14403/23 + ADD 1
UD |

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|  | First reading |
|  | 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 |
| R-UE | Document classified RESTREINT UE/EU RESTRICTED |
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