

Brussels, 18 December 2023
(OR. en)

16276/23
CRS CRP 41

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
15, 16 and 17 November 2023

I. Adoption of the agenda

15304/2/23 REV 2 OJ CRP1 38
15368/1/23 REV 1 OJ CRP2 38

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 15 NOVEMBER 2023

Transport

2. Single European Sky 2 +  14654/23

a) Regulation on the implementation of the Single European Sky (recast)

b) Regulation amending EASA Basic Regulation
Preparation for the trilogue

The Committee prepared the forthcoming trilogue.

Internal Market and Industry

3. Regulation on Critical raw materials act ☐☐
Presidency briefing on the outcome of the trilogue

The Presidency briefed on the provisional agreement reached at the trilogue which took place on 13 November 2023.

Energy

4. 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 ☐☐ 15049/23 + ADD 1
Preparation for the trilogue

The Committee prepared a revised mandate for the forthcoming trilogue.

Agriculture and Fisheries

5. Meeting of the Council (Agriculture and Fisheries) on 20 November 2023: Preparation

1. Council Regulation fixing for 2024, 2025 and 2026 the fishing opportunities in the Atlantic and the North Sea ☐ 14968/23
Presentation by the Commission 14720/23
Exchange of views + ADD 1-2

The Committee prepared this item for the Council meeting.

2. Council Regulation fixing for 2024 the fishing opportunities in the Mediterranean and the Black Sea ☐ 14967/23
Presentation by the Commission 13860/23 + ADD 1
Exchange of views

The Committee prepared this item for the Council meeting.

Competitiveness

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

The Presidency presented the main items on the agenda. The Committee took note of the agenda and agreed to take AOB items requested by Denmark and Denmark, Estonia, Finland, France, Germany, Italy, Latvia, Lithuania, Slovenia and Sweden, as well as the additional Commission AOBs in public session.

Internal Market and Industry

7. Directive on Corporate Sustainability Due Diligence 🗳️ 15012/23 + ADD 1
Preparation for the trilogue

The Committee prepared a revised mandate for the forthcoming trilogue.

Employment, Social Policy, Health and Consumer Affairs

8. Meeting of the Council (Employment, Social Policy, Health and Consumer Affairs)
on 27 and 28 November 2023: Preparation

1. European Semester 2024: Green collective bargaining 15151/23
Policy debate

The Committee prepared this item for the Council meeting.

2. Conclusions on digitalisation in social security 14655/23
coordination
Approval

The Committee prepared this item for the Council meeting.

Transport, Telecommunications and Energy

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

The Presidency presented the main items on the agenda. The Committee took note of the agenda and agreed to take AOB items requested by Italy and Netherlands in public session.

Telecommunications

10. Regulation amending Regulation (EU) 2019/881 (Cybersecurity 🗳️ 14136/23
Act) as regards managed security services
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. The statement by Slovakia is set out in the ADD 1 to this document.

FRIDAY 17 NOVEMBER 2023

Employment, Social Policy, Health and Consumer Affairs

11. Meeting of the Council (Employment, Social Policy, Health and Consumer Affairs) on 30 November 2023: Preparation

1. Open Strategic Autonomy from a health perspective 15064/23
Exchange of views

The Committee prepared this item for the Council meeting.

2. Conclusions on Mental Health 15053/23 + ADD 1
Approval

The Committee prepared this item for the Council meeting.

Statement by Hungary

“Hungary recognises 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 international law. 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 a reference to sex and the concept of ‘gender equality’ as reference to ‘providing equal rights and opportunities to women and men’ in the draft Council conclusions on mental health.

Hungary declares that the Commission’s communication on ‘Union of Equality: LGBTIQ Equality Strategy 2020-2025’, mentioned in footnote of the draft Council conclusions on mental health, should be interpreted with due regard to national competences and the specific circumstances in each Member State.”

Education, Youth, Culture and Sport

12. Meeting of the Council (Education, Youth, Culture and Sport) on 23 and 24 November 2023: Preparation

1. Conclusions on promoting youth mainstreaming in policy 14572/23 + ADD 1
decision-making processes in the European Union
Approval

The Committee prepared this item for the Council meeting. The statement by Hungary is set out in the ADD to this document.

2. Conclusions on a comprehensive approach to the mental health of young people in the European Union 14489/23 + ADD 1
Approval

The Committee prepared this item for the Council meeting.

Statement by Poland

„Wyrażenia zawierające termin "gender", Polska będzie interpretowała jako płeć ("sex"), zgodnie z art. 10, art. 19 ust. 1 oraz art. 157 ust. 2 i 4 Traktatu o funkcjonowaniu Unii Europejskiej.”

Courtesy translation

“Expressions containing the term "gender" shall be interpreted by Poland as meaning "sex", in accordance with Article 10, Article 19 para 1 and Article 157 para 2 and 4 of the Treaty on the Functioning of the European Union.”

3. A forward-looking European Union committed to its young citizens: The role of young people in decision-making processes in the EU 14680/23
Policy debate

The Committee prepared this item for the Council meeting.


4. Conclusions on enhancing the cultural and creative dimension of the European video games sector 14679/23 + ADD 1-3
Approval

The Committee prepared this item for the Council meeting. Statements by Bulgaria, Hungary and Poland are set out in the ADD to this document.

5. Improving the working conditions for artists and other cultural professionals 14713/23 + COR 1
Policy debate


The Committee prepared this item for the Council meeting. The Committee agreed to take AOB item on Ukrainian cultural heritage requested by Italy in public session.

Internal Market and Industry


13. Regulation amending Regulation (EU) 2019/1009 as regards digital labelling of EU fertilising products  14933/1/23 REV 1
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.

Transport

14. Revision of the Regulation on Union guidelines for the development of the trans-European transport network (TEN-T) 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 14 November 2023.

2. (continuation) Single European Sky 2 + 
a) Regulation on the implementation of the Single European Sky (recast)
b) Regulation amending EASA Basic Regulation
Presidency debriefing on the outcome of the trilogue

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

Environment


15. Regulation establishing a Union certification framework for carbon removals  15115/23
Mandate for negotiations with the European Parliament

The Committee agreed on a mandate for negotiations with the European Parliament and agreed to make the mandate public. Statements by Germany and Italy are set out in the ADD to this document.


16. Regulation on nature restoration 
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the provisional agreement reached at the trilogue which took place on 9 November 2023.

Employment and Social Policy


17. Revision of Regulations on Coordination of Social Security systems (883/04 and 987/09)  15136/23
Preparation for the trilogue

The Committee prepared the forthcoming trilogue.


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

The Presidency briefed on the provisional agreement reached at the trilogue which took place on 14 November 2023.

Telecommunications


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

The Presidency briefed on the provisional agreement reached at the trilogue which took place on 13 November 2023.


20. Regulation amending Regulation (EU) No 910/2014 as regards establishing a framework for a European Digital Identity  15149/23
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.

Internal Market and Industry


21. Review of the EU legislation on design protection 
a) Directive on the legal protection of designs (recast)
b) Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 6/2002
Presidency briefing on the outcome of the trilogue

The Presidency briefed on the trilogue which took place on 15 November 2023.



22. Regulation on short-term accommodation rental services 
Presidency briefing on the outcome of the trilogue

The Presidency briefed on the provisional agreement reached at the trilogue which took place on 15 November 2023.

Energy

23. Appointment of three members and two alternate members of the Administrative Board of the Agency for the Cooperation of Energy Regulators (ACER)  15104/23 + COR 1 + ADD 1
Examination and selection of candidatures

The Committee examined and selected three members and three alternate members in the Administrative Board of ACER.

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

The Presidency debriefed on the provisional agreement reached at the trilogue which took place on 14 November 2023.

COREPER (PART 2)

THURSDAY 16 NOVEMBER 2023

General Affairs

38. Interinstitutional ethics body
Debriefing

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

39. Conclusions on the evaluation of the annual rule of law dialogue 14829/23
Approval

The Committee held an exchange of views.

Foreign Affairs

40. Meeting of the Council (Foreign Affairs/Development) on 21
November 2023: Preparation

- a) Current affairs

The Committee prepared this item for the Council meeting.

- b) Team Europe engagement in complex environments in
Africa
Exchange of views

The Committee prepared this item for the Council meeting.

- c) Other items in connection with the Council meeting

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

41. Comprehensive and strategic partnership with Egypt
Exchange of views

The Committee took note of the information provided by the Commission and held an exchange of views. The Committee also agreed to revert to this item at its next meeting.


Economic and Financial Affairs

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

The Presidency presented the main items on the agenda.

FRIDAY 17 NOVEMBER 2023

General Affairs

43. Multiannual Financial Framework (MFF) 2021-2027 mid-term revision  *State of play*

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

44. Meeting of the Council (General Affairs) on 15 November 2023: Follow-up

The above-mentioned item was withdrawn.


Foreign Affairs

45. EU-Canada summit (St. John's, 23-24 November 2023) *Exchange of views*


The Committee held an exchange of views.

46. EU-Western Balkans summit (Brussels, 13 December 2023) 15084/23 *Orientation debate*

The Committee took note of the information provided by the cabinet of the President of the European Council and held an orientation debate. The Committee also agreed to revert to this item at its forthcoming meeting.

47. 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.

48. Council Decision and Regulation concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine  15245/23
15247/23 + ADD 1 *Exchange of views*

The Committee held an exchange of views.

49. Meeting of the Council (Foreign Affairs) on 13-14 November 2023: Follow-up

The above-mentioned item was withdrawn.

84. Informal videoconference of the Ministers for Foreign Affairs on 20 November 2023: agenda and preparation

The Committee prepared the videoconference and took note of the agenda, as well as of the information provided by the EEAS. The Committee also approved the possible participation of the Minister for Foreign Affairs of Saudi Arabia via videoconference.

Economic and Financial Affairs

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

The above-mentioned item was withdrawn.

51. (poss.) Meeting of the Council (Economic and Financial Affairs/Budget) on 10 November 2023: Follow-up

The above-mentioned item was withdrawn.

Justice and Home Affairs

52. (poss.) Revision of the long-term residents Directive 🗳️ 15239/23
Mandate for negotiations with the European Parliament

The above-mentioned item was withdrawn.

53. Pact on Migration and Asylum¹ 🗳️
Exchange of views

The Committee took note of information provided by the Presidency and held an exchange of views with a view to preparing upcoming trilogues on the legislative files concerned.

¹ Exceptionally, in the presence of the Schengen Associated States

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

a) Other items in connection with the Council meeting

The Committee took note of information provided by the Presidency and approved the attendance of the following guests on the justice day:

- Fight against impunity: Eurojust and Europol
- Working lunch on ‘Tackling drug trafficking and organised crime: judicial cooperation’: Eurojust.

The Committee also took note of Finland’s request for an any other business item on the situation at its Eastern border.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

Development cooperation with Palestine

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



Non-discussion items "I"

COREPER (PART 1)

WEDNESDAY 15 NOVEMBER 2023

Institutional Affairs

Written questions

25. Replies to questions for written answer submitted to the Council by Members of the European Parliament  15196/23
Adoption by silence procedure PE-QE
- a) David Lega (PPE), Petras Auštrevičius (Renew), Anna Fotyga (ECR) 14361/23
"Cuba: activate the democratic clause of the PDCA"
- b) Jean-Paul Garraud (ID) 15037/23
"Will EU-Türkiye accession negotiations be relaunched?"
- c) Engin Eroglu (Renew) 14431/23
"Number of Commissioners"
26. **Minutes of Council meetings** 
Approval
- COMPET 25.09.2023 13362/23 + COR 1
+ ADD 1
- Appointments**
27. Replacement of an Austrian member of the panel for the EU action for the European Heritage Label 15293/23 + COR 1
Adoption CULT
- Other**
28. Attendance of a third party at the Working Party on Space on 28 November 2023 15034/23
Approval ESPACE
29. Attendance of a third party at the Working Party on Social Questions on 20 November 2023 15092/23
Approval SOC

30. Attendance of third parties at the Working Party on the Staff Regulations (WPSR) on 15 November 2023
Approval 15345/23
STAT

Judicial Affairs

31. Case C-639/23 P(R) Commission v Amazon Services Europe
Information note 14887/23
JUR

Fisheries

32. Council Regulation fixing the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Baltic Sea for 2024 and amending Regulation (EU) 2023/194 as regards certain fishing opportunities in other waters
Adoption 15146/23
14771/23
14816/23
PECHE

Energy

33. North Seas Energy Cooperation Action Agenda 2023-2024 on Implementing the offshore ambitions in the North Seas
Authorisation to sign an NBI 15030/23
ENER

Telecommunications

34. Endorsement and authorisation to sign the EU-Canada Digital Partnership on behalf of the EU
Approval of an NBI 15178/23
TELECOM

FRIDAY 17 NOVEMBER 2023

Fisheries

36. Council Regulation opening and providing for the management of the Union autonomous tariff quotas for certain fishery products for the 2024-2025 period
Adoption 15262/23
12494/23 + ADD 1
PECHE

Environment

37. EU-Canada Green Alliance to be signed by the European Commission on behalf of the European Union and Union's joining of the Global Carbon Pricing Challenge
Authorisation to sign an NBI 15177/23
CLIMA

Employment and Social Policy

35. Recommendation on developing social economy framework conditions ☐ 15190/23 + COR 1
+ ADD 1 REV 1
14113/23
Adoption

Statement by Poland

„Równość kobiet i mężczyzn została zapisana w Traktatach Unii Europejskiej jako podstawowe prawo. Polska zapewnia równość kobiet i mężczyzn w ramach polskiego krajowego systemu prawnego zgodnie z międzynarodowymi traktatami praw człowieka oraz w ramach podstawowych wartości i zasad Unii Europejskiej. W związku z powyższym, wyrażenia zawierające termin "gender", Polska będzie interpretowała jako płeć ("sex"), zaś „gender equality” – jako „równość kobiet i mężczyzn”, zgodnie z art. 10, art. 19 ust. 1 oraz art. 157 ust. 2 i 4 Traktatu o Funkcjonowaniu Unii Europejskiej.”

Courtesy translation

“Equality between women and men is enshrined in the Treaties of the European Union as a fundamental right. Poland ensures equality between women and men within the Polish national legal system in accordance with international human rights treaties and within the framework of the fundamental values and principles of the European Union. In connection with the above, the remaining expressions containing the term "gender" will be interpreted by Poland as "sex" and “gender equality” as “equality between women and men”, in accordance with Article 10, Article 19 para 1 and Article 157 para 2 and 4 of the Treaty on the Functioning of the European Union.”

Agriculture

86. COP28 Leaders Declaration on Sustainable Agriculture, Resilient Food Systems and Climate Action 15436/23 + COR 1
AGRI
Authorisation to sign an NBI

COREPER (PART 2)

FRIDAY 17 NOVEMBER 2023

Judicial Affairs

55. Case T-522/23 (annulment of Council Decision (EU) 2023/1056 of 25 May 2023)
Information note 15258/23
JUR

Institutional Affairs

Appointments


56. Three members of the European Court of Auditors
Adoption 14270/23
14268/23
CMPT

Other



57. Attendance of a third party at the Political and Security Committee on 21 November 2023
Approval 15105/23
COPS
58. Attendance of a third party at the Political and Security Committee on 21 November 2023
Approval 15303/23
COPS
85. Attendance of a third party at the Political and Security Committee on 21 November 2023
Approval 15510/23
COPS
59. Attendance of third parties at the non-proliferation and disarmament (CONOP) subgroup of the Working Party on non-proliferation and arms exports on 21 November 2023
Approval 15120/23
CONOP
60. Attendance of a third party at the Standing Committee on Operational Cooperation on Internal Security (COSI) on 22 November 2023
Approval 15170/23
COSI
61. Attendance of a third party at the Council Security Committee (Information Assurance) on 22-23 November 2023
Approval 15130/23
CSCI

62. Attendance of a third party at the Working Party on Commodities (PROBA) on 5 December 2023
Approval 15125/23
PROBA

Transparency

63. Public access to documents request 23/2698
Decision to make the Council minutes public  14463/23
API

Economic and Financial Affairs

64. The Daisy chains Directive (CMDI Review)
Mandate for negotiations with the European Parliament   15020/23
15021/1/23 REV 1
EF


A statement by Latvia and Lithuania is set out in ADD 1 to this document.

65. Conclusions on climate finance: a new paragraph 15
Approval 15072/23
ECOFIN


General Affairs

66. EP Resolutions and Decisions (November I 2023)
Information note 15158/1/23 REV 1
PE-RE

Justice and Home Affairs

68. Council Decision authorising the opening of negotiations for an agreement between the European Union and Iceland on the transfer of Passenger Name Record data: addition of a Title V legal basis
Approval  14480/23
IXIM

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

69. Council Decision authorising the opening of negotiations for an agreement between the European Union and Norway on the transfer of Passenger Name Record data: addition of a Title V legal basis
Approval  14478/23
IXIM

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

70. Council Decision authorising the opening of negotiations for an agreement between the European Union and Switzerland on the transfer of Passenger Name Record data: addition of a Title V legal basis
Approval
- ☐ 14481/23
IXIM

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

Foreign Affairs

71. Memorandum of understanding with Honduras on a forest partnership
Authorisation to sign an NBI
- 15028/23
DEVGEN

72. Conclusions on Team Europe approach
Approval
- 15126/23
DEVGEN

A statement by Poland is set out in document 15126/23 ADD 1.

73. Conclusions on a social, green and digital transition
Approval
- 15128/23
DEVGEN

A statement by Poland is set out in document 15128/23 ADD 1.

74. Conclusions on the spotlight initiative (CoA SR No 21/2023)
Approval
- 15131/23
DEVGEN

Statements by Poland and Hungary are set out in documents 15131/23 ADD 1 and ADD 2.

75. Council Decision authorising the opening of negotiations with the Republic of Colombia for a Partnership and Cooperation Agreement
Adoption
- ☐ 14797/23
14796/23
+ ADD 1
COLAC

76. (poss.) Conclusions on relations between the EU and Latin America and the Caribbean
Approval
- 15171/23
15220/23
COLAC

A statement by Bulgaria is set out in document 15171/23 ADD 1.







77. Joint Statement with the United States of America in the framework of the EU-US Trade and Technology Council
Authorisation to negotiate an NBI
- 15253/23
TTC

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| 78. | Council Decision in support of building resilience in biosafety and biosecurity through the Biological and Toxin Weapons Convention
<i>Adoption</i> | 15002/23
15001/23
CORLX |
| 79. | Council Decision on an assistance measure taking the form of a general programme for support to the African Union under the European Peace Facility for the period 2022-2024
<i>Adoption</i> | 14406/23
14405/23
CORLX |
| 80. | Council Decisions on an assistance measure under the European Peace Facility to support the Ukrainian Armed Forces
<i>Adoption</i> | 14995/23
14992/23
14994/23
CORLX |

Statements by Austria, Hungary, Ireland and Malta are set out in the documents 14995/23 ADD 1 + ADD 1 COR 1.

EU positions for international negotiations

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| 81. | Council Decision on the EU position within the EEA Joint Committee concerning an amendment to Annex XIII (Transport) to the EEA Agreement (EMSA Regulation)
<i>Adoption</i> | ☐ 14387/23
14386/23 + ADD 1
AELE |
| 82. | Council Decision on the EU position within the EEA Joint Committee concerning an amendment to Annex XIII (Transport) to the EEA Agreement (Ship inspection)
<i>Adoption</i> | ☐ 14566/23
14565/23 + ADD 1
AELE |
| 83. | Council Decision on the EU position within the EEA Joint Committee concerning an amendment to Annex IV (Energy) to the EEA Agreement (EPBD: comparative methodology framework)
<i>Adoption</i> | ☐ 14267/23
14266/23 + ADD 1
AELE |

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|  | First reading |
|  | Special legislative procedure |
|  | 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) |
|  | Restricted item |
|  | Item based on a Commission proposal |