

Brussels, 30 January 2024
(OR. en)

5316/24
CRS CRP 1

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
10 and 12 January 2024

I. Adoption of the agenda

5126/1/24 REV 1 OJ CRP1 1
5158/24 OJ CRP2 1

The Committee adopted the agenda.

II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

III. Discussion items II

COREPER (PART 1)

Other

41. Work programme of the Belgian Presidency
Information from the Presidency

The Committee took note of the presentation by the Presidency.

Environment

42. Regulation amending Regulation (EU) 2019/1242 setting CO₂  5041/24
emission performance standards for heavy-duty vehicles
Preparation for the trilogue

The Committee prepared a revised mandate in view of the forthcoming trilogue.

COREPER (PART 2)

General Affairs

2. Presidency priorities
Presentation by the Presidency

The Committee took note of the presentation by the Presidency.

3. Council meeting (General Affairs) on 29 January 2024:
agenda

The Presidency presented the main items on the agenda..

4. Regulation establishing the Ukraine Facility  5097/24
Partial mandate for negotiations with the European Parliament

The Committee approved the partial mandate for negotiations with the European Parliament, as amended during the meeting (document 5243/24). A statement by Bulgaria is set out in ADD 1 to this document.

5. Regulation establishing the Strategic Technologies for Europe Platform (STEP)  5098/24
Partial mandate for negotiations with the European Parliament

The Committee approved the partial mandate for negotiations with the European Parliament. A joint statement by Austria, Denmark, Finland, Germany, Ireland, The Netherlands and Sweden is set out in ADD 1 to this document.

6. Regulation on establishing the Reform and Growth Facility for the Western Balkans  15182/23 + COR 1
Exchange of views + ADD1
+ ADD 1 COR 1

The Committee held an orientation debate and agreed to revert to this issue at a forthcoming meeting.

Economic and Financial Affairs

7. Council meeting (Economic and Financial Affairs) on 16 January 2024: preparation

- (a) Work programme of the Belgian Presidency
Presentation by the Presidency
Exchange of views

The Committee prepared this item for the Council meeting.

(b) 2024 European Semester

- (i) Conclusions on the Alert Mechanism Report 2024 5024/24
- (ii) Conclusions on the Annual Sustainable Growth Survey 2024 5022/24
- (iii) 2024 Recommendation on the economic policy of the euro area 5025/24
Approval 5026/24

The Committee prepared this item for the Council meeting.

- (c) Economic and financial impact of Russia's aggression against Ukraine
Exchange of views

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

- (d) G20 Finance Ministers and Central Bank Governors Meeting on 26-29 February 2024
Guidance for further work

The Committee prepared this item for the Council meeting.

- (e) Other items in connection with the Council meeting

The Committee took note of the information provided by the Presidency and approved the attendance of the EIB President at the ECOFIN and breakfast session, and of the Director-general of the ESM and the President of the Eurogroup at the breakfast session only.

Foreign Affairs

8. Frozen and immobilised assets to support Ukraine's reconstruction
Presentation by the Commission and the EEAS

☒ 16743/23
16747/23
16752/23

The Committee took note of the presentation made by the Commission and the EEAS and will revert to this issue at a forthcoming meeting.

IV. Any other business

COREPER (PART 1)

None.

COREPER (PART 2)

Accession negotiations with Ukraine and Moldova

Estonia- inquired about the next steps in the process of starting accession negotiations with Ukraine and Moldova, following the European Council's decision of last December.

Non-discussion items "I"**COREPER (PART 1)****Institutional affairs****Other**

43. Attendance of third parties at the informal video conference of the members of the Working Party on International Environment Issues (WPIEI Desertification) on 19 January 2024
Approval 16958/23
WPIEI
44. Attendance of third parties at the meeting of the Youth Working Party on 19 January 2024
Approval 16767/1/23 REV 1
JEUN
45. Attendance of third parties at the meetings of the Working Party on International Food and Agricultural Questions (OECD - Seeds) on 23 January 2024 and 4 June 2024
Approval 16934/23
AGRI

EU position for international negotiations

46. Council Decision on the position to be taken on behalf of the European Union in the Inter-American Tropical Tuna Commission and the Meeting of the Parties to the Agreement on the International Dolphin Conservation Programme and repealing Decision (EU) 2019/812
Adoption [C] 14348/23 + ADD 1
13474/23
PECHE

A statement by the Commission is set out in document 14348/23 ADD 1.

47. Council Decision on the position to be taken on behalf of the European Union in the Western Central Atlantic Fishery Commission and repealing Decision (EU) 2019/1563
Adoption [C] 14346/23 + ADD 1
13475/23
PECHE

A statement by the Commission is set out in document 14346/23 ADD 1.

48. Council Decision on the position to be taken on behalf of the European Union in the Extended Commission of the Convention for the Conservation of Southern Bluefin Tuna and repealing Decision (EU) 2019/824
Adoption [C] 14345/23 + ADD 1
13478/23
PECHE

A statement by the Commission is set out in document 14345/23 ADD 1.

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| 49. | Council Decision on the position to be taken on behalf of the European Union in the General Fisheries Commission for the Mediterranean and repealing Decision (EU) 2019/869
<i>Adoption</i> | <div style="border: 1px solid black; padding: 2px; display: inline-block;">C</div> 14344/23 + ADD 1
13479/23
PECHE
FAO |
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A statement by the Commission is set out in document 14344/23 ADD 1.

Fisheries

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| 50. | Bilateral EU-UK annual consultations on fishing opportunities for 2024 – Specification of the Union position on Northern prawn
<i>Approval of the specification of the Union position</i> | 5107/24
16114/23 ADD 4
PECHE |
| 51. | Council Decision on the conclusion of the Protocol on the implementation of the Fisheries Partnership Agreement with the Republic of Kiribati (2023-2028)
<i>Adoption</i> | <div style="border: 1px solid black; padding: 2px; display: inline-block;">C</div> 16999/23 + ADD 1
9862/23
PECHE |

Statement by the Commission

“By its judgement in joined cases C-103/12 and C-165/12 (European Parliament and the Commission v. Council) the Court of Justice clearly confirmed that decisions relating to the conclusion of external fisheries agreements fall fully within the scope of Article 43(2) TFEU (in conjunction with the applicable procedure of Article 218 TFEU, i.e. Article 218(6)(a)(v) for the decisions on the conclusion of the agreements) and rejected the position that such decisions could fall within the scope of Article 43(3) TFEU.

In relation to the Decision on the conclusion of the Protocol on the implementation of the Fisheries Partnership Agreement between the European Community, on the one hand, and the Republic of Kiribati, on the other (2023-2028), the Commission regrets the Council’s amendment replacing the substantive legal basis of Article 43(2) TFEU with Article 43 (without mentioning the paragraph).

While not opposing the adoption of the amendment by the Council by a qualified majority vote, the Commission reserves all its rights in this regard.”

Delegated or Implementing Acts

Internal Market and Industry

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| 53. | Commission Delegated Regulation (EU) .../... of 20.10.2023 supplementing Regulation (EU) 2022/2065 of the European Parliament and of the Council, by laying down rules on the performance of audits for very large online platforms and very large online search engines
<i>Delegated act – Intention not to raise objections</i> | 16453/23
14629/23 + ADD 1
MI |
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54. Commission Delegated Regulation (EU) .../... of 16.11.2023
amending Directive 2000/14/EC of the European Parliament and
of the Council as regards the methods to measure airborne noise
emitted by equipment for use outdoors
Delegated act – Intention not to raise objections

17021/23
+ COR 1-2
15968/23 + ADD 1
ENT

COREPER (PART 2)

Institutional affairs

9. Minutes of Council meetings

Approval

 PV CONS

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|-----|--|-----------------------------------|
| (a) | ECOFIN, 9 November 2023 | 15264/23 + ADD 1 |
| (b) | ECOFIN/Budget, 10 November 2023 | 15397/23 |
| (c) | FAC/FAC (Defence), 13-14 November 2023 | 15452/23 + ADD 1
+ ADD 1 COR 1 |
| (d) | GAC, 15 November 2023 | 15487/23 + ADD 1 |

Other

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| 10. | Attendance of third parties at the meetings of the African, Caribbean and Pacific (ACP) Working Party from 1 July to 31 December 2023
<i>Information note</i> | 16949/23
ACP |
| 11. | Attendance of third parties at the Working Party on Humanitarian Aid and Food Aid (COHAFA) during the Spanish Presidency
<i>Information note</i> | 16936/23
COHAFA |
| 12. | Attendance of a third party at meetings of the Ad Hoc Working Party on Frozen and Immobilised Assets during the Belgian Presidency
<i>Approval</i> | 16903/23
ECOFIN
RELEX |
| 13. | Attendance of a third party at the meeting of the Horizontal Working Party on Enhancing Resilience and Countering Hybrid Threats on 15 January 2024
<i>Approval</i> | 16912/23
HYBRID |
| 14. | Attendance of a third party at the meeting of the Working Party on Terrorism (International Aspects) on 16 January 2024
<i>Approval</i> | 13017/23
COTER |
| 15. | Attendance of third parties at the Working Party on Maritime Issues - EU Maritime Security Strategy (EUMSS) on 16 January 2024
<i>Approval</i> | 17098/23
POLMAR |
| 16. | Attendance of a third party at the meeting of the Working Party on Human Rights on 17 January 2024
<i>Approval</i> | 16724/23
COHOM |

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| 17. | Attendance of a third party at the meeting of the Working Party on Human Rights on 17 January 2024
<i>Approval</i> | 17066/23
COHOM |
| 18. | Attendance of a third party at the Terrorism Working Party (TWP) meeting on 24 January 2024
<i>Approval</i> | 5003/24
CT |

Transparency

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| 19. | Public access to documents
Confirmatory application No 37/c/01/23
<i>Approval</i> | 5018/24
INF |
| 20. | Public access to documents
Confirmatory application No 38/c/01/23
<i>Approval</i> | 16750/23
INF |

Economic and Financial Affairs

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| 21. | New French commemorative coin
<i>Information note</i> | 16808/23
UEM |
| 22. | New national side of French coins for circulation
<i>Information note</i> | 16811/23
UEM |
| 23. | ECA Special Report No 27/2023: Screening foreign direct investments in the EU
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the Working Party meeting</i> |  5062/24
FIN |
| 24. | ECA Special Report No 29/2023: The EU's support for sustainable biofuels in transport
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the Working Party meeting</i> |  5068/24
FIN |

General Affairs

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| 25. | Statute of the Court of Justice
<i>Approval of a letter</i> |   5076/1/24 REV 1
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COUR |
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Foreign Affairs

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| 26. | Sudan restrictive measures – coordination with third states
<i>Approval</i> | 5042/24
COAFR |
| 27. | (poss.) Council Decision on the conclusion of the Protocol on the participation of the Palestinian Authority in Union programmes
<i>Adoption</i> | ☐ 5047/24 + COR 1
12669/19
12668/19
MAMA |
| 28. | (poss.) Protocol on the participation of Egypt in Union programmes | ☐ 5046/24
MAMA |
| | (a) Council Decision on the signing and provisional application
<i>Adoption</i> | 15085/23
15086/23 + COR 1 |
| | (b) Council Decision on the conclusion
<i>Request for the consent of the European Parliament</i> | 15093/23
15086/23 + COR 1 |
| 29. | (poss.) 10th EU-Egypt Association Council (Brussels, 23 January 2024)
<i>Establishment of the EU position</i> | 5045/24
MAMA |
| 30. | Commission's intention to join the OECD International Forum on Total Official Support for Sustainable Development (TOSSD)
<i>Authorisation to negotiate an NBI</i> | 5059/24
DEVGEN |
| 31. | Restrictive measures against serious human rights violations and abuses – coordination with third states
<i>Approval</i> | 16979/23
COHOM |
| 32. | Guidelines setting out the methodology for data gathering and processing for the preparation of the annual report on the control of exports
<i>Approval</i> | 5065/24
16226/23
DUAL USE |
| 33. | Council Decision on a European Union mission in Armenia (EUMA)
<i>Adoption</i> | 16650/23
16648/23
CORLX |

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| 34. | Council Decision and Council Implementing Regulation on restrictive measures to combat terrorism: Common Position 2001/931/CFSP
<i>Adoption</i> | 16854/23
16851/23
16853/23
16962/23
CORLX |
| 35. | Council Decision and Council Implementing Regulation concerning restrictive measures against ISIL (Da'esh) and Al-Qaeda and persons, groups, undertakings and entities associated with them
<i>Adoption</i> | 16880/23
16877/23
16879/23
16717/23
CORLX |
| 36. | Council Decision in support of the Biological and Toxin Weapons Convention
<i>Adoption</i> | 16684/23
16683/23 + ADD 1
CORLX |
| 37. | Council Decision in support of Ukraine's efforts to combat illicit trafficking in weapons, ammunition and explosives, in cooperation with the OSCE
<i>Adoption</i> | 16887/23
16886/23
CORLX |
| 38. | Council Decision and Implementing Regulation concerning restrictive measures in view of the situation in Haiti
<i>Adoption</i>
<i>Decision to use the written procedure</i> | <div style="display: flex; align-items: center;"> <div style="margin-right: 10px;"></div> <div>5138/24
16784/23
16786/23
CORLX</div> </div> |
| 39. | Council Decision and Regulation concerning restrictive measures in view of the situation in Guatemala
<i>Adoption</i>
<i>Decision to use the written procedure</i> | <div style="display: flex; align-items: center;"> <div style="margin-right: 10px;"></div> <div>16868/23
16864/23
16866/23
CORLX</div> </div> |

Statements by the Commission are set out in document 16868/23 ADD 1 and a joint statement by Slovenia, Denmark, Germany, Finland, the Netherlands, Romania and Sweden is set out in document 16868/23 ADD 2.

Other items

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| 40. | Information Assurance Security Policy on Selection and Procurement of Cryptographic Products
<i>Approval</i> | 16722/23
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CSCI |
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|  | First reading |
|  | Procedural decision by Coreper (Article 19(3)&(7) of the Council's Rules of Procedure) |
|  | Item based on a Commission proposal |
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