

Brussels, 16 March 2022  
(OR. en)

7277/22  
CRS CRP 7

**SUMMARY RECORD**  
PERMANENT REPRESENTATIVES COMMITTEE  
14, 16, 17 and 21 February 2022

**I. Adoption of the agenda**

6174/22 OJ CRP1 7 + COR 1

6146/2/22 REV 2 OJ CRP2 7 + REV 2 ADD 1 REV 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**

**COREPER (PART 2)**

**MONDAY 14 FEBRUARY 2022**

**Foreign Affairs**

**2. EU-AU Summit (Brussels, 17-18 February 2022)**

*State of play of preparations*

The Committee took note of the state of play of the Summit preparations, provided political guidance to the EU negotiations regarding the negotiations with the AU side of the joint declaration and agreed to revert.

### Statement by Poland

"Poland declares that 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 framework of the Polish national legal system in accordance with internationally binding human rights instruments and within the framework of fundamental values and principles of the European Union. For these reasons, in place where the "gender" refers to gender equality Poland will interpret it as an equality between women and men in accordance with Articles 2 and 3 of the Treaty on European Union and Articles 8 and 157 para 3 of the Treaty on the Functioning of the European Union. Accordingly, other expressions containing the term "gender" will be interpreted by Poland as "sex", in accordance with Article 10, Article 19 para. 1 and Article 157(2) and (4) of the Treaty on the Functioning of the European Union."

### **Justice and Home Affairs**

3. Asylum/migration  
*Progress report*

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

4. Council Regulation on the Schengen evaluation and monitoring mechanism 6069/22  
*Guidance for further work*

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

### **WEDNESDAY 16 FEBRUARY 2022**

#### **General Affairs**

5. Preparation for the Council meeting (General Affairs) on  
22 February 2022

- (a) Annotated draft agenda for the European Council meeting 5592/22  
on 24 and 25 March 2022  
*Exchange of views*

The Committee exchanged views on the annotated draft agenda.

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

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

6. Informal meeting of Heads of State or Government on 10 and 11 March  
*Exchange of views*

The Committee took note of the information provided by the Presidency and by the cabinet of the President of the European Council, held an exchange of views and agreed to revert in the week of 28 February to prepare the political statement.

### **Foreign Affairs**

2. EU-AU Summit (Brussels, 17-18 February 2022)  
*State of play of preparations*

The Committee held an exchange of views on the state of negotiations with the AU side and agreed to revert.

8. Preparation for the Council meeting (Foreign Affairs) on 21 February 2022

- (a) Current affairs

The Committee prepared this item for the Council.

- (b) European security situation  
*Exchange of views*

The Committee prepared this item for the Council.

- (c) Climate diplomacy  
*Exchange of views*

The Committee prepared this item for the Council.

- (d) Bosnia and Herzegovina  
*Exchange of views*

The Committee prepared this item for the Council.

- (e) Preparation for the European Union-Gulf Cooperation Council Joint Council and Ministerial Meeting (Brussels, 21 February 2022)  
*Exchange of views*

The Committee prepared this item for the Council.

- (f) Cyber Exercise (EU CyCLES)  
*Exchange of views*

The Committee prepared this item for the Council.

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

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

9. Preparation for the ministerial forum on the Indo-Pacific (Paris, 22 February)  
*Information from the Presidency*

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

### **Justice and Home Affairs**

10. Council Recommendation amending Council Recommendation (EU) 2020/912 on the temporary restriction on non-essential travel into the EU and the possible lifting of such restriction  
*Preparation for the adoption* 6159/22

The Committee approved the text of the Council Recommendation and agreed to submit it to the Council for adoption.

### **General Affairs**

11. European Union-United Kingdom relations  
*Exchange of views*

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

### **Foreign Affairs**

12. Defence package  
*Presentation by the Commission*  
*Exchange of views*

The Commission presented its defence package. The Committee agreed to revert at one of its future meetings.

### **General Affairs**

41. Informal European Council meeting on 17 February 2022  
*Exchange of views*

The Committee prepared this item for the Council.

## **THURSDAY 17 FEBRUARY 2022**

### **Format 1+1**

#### **Foreign Affairs**

7. EU-AU Summit (Brussels, 17-18 February 2022) – Joint declaration 6332/22  
*Approval*

The Committee discussed the state of play of negotiations on the joint declaration.

## **MONDAY 21 FEBRUARY 2022**

#### **Foreign Affairs**

60. 26th session of the European Union - Gulf Cooperation Council Joint Council and Ministerial Meeting (Brussels, 21 February 2022) - European Union position regarding the joint statement of the co-chairs 6389/22  
*Approval*

The Committee approved the revised statement and agreed to submit it to the Council for approval.

## **COREPER (PART 1)**

### **Competitiveness**

42. Meeting of the Competitiveness Council (Internal Market, Industry, Research and Space) on 24 February 2022: preparation

Directive amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting  
*General approach* 5864/22

The Committee prepared this item for the Council meeting.

### **Fisheries**

43. Regulation amending various Regulations as regards fisheries control  
*Presidency debriefing on the outcome of the trilogue*

The Presidency debriefed on the trilogue which took place on 11 February 2022.

### **Internal Market and Industry**

44. Regulation on a single market for digital services (Digital Services Act) and amending Directive 2000/31/EC  
*Presidency debriefing on the outcome of the trilogue*

The Presidency debriefed on the trilogue which took place on 15 February 2022.

**IV. Any other business**

**COREPER (PART 1)**

None.

**COREPER (PART 2)**

Greece on the situation in the Aegean sea

The Committee took note of the information provided by Greece.

“One Ocean” Summit in Brest

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

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**"I" items approved****COREPER (PART 2)****Judicial Affairs**

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|-----|---|----------------|
| 13. | Case C-778/21 P - appeal brought by the European Commission against the judgment of the General Court of 29 September 2021 in joined cases T-344/19 and T-356/19 - fisheries agreement with Morocco (Front Polisario)<br><i>Information note for the Permanent Representatives Committee (Part 2)</i> | 5995/22<br>JUR |
| 14. | Case C-779/21 P - appeal brought by the European Commission against the judgment of the General Court of 29 September 2021 in case T-279/19 - agricultural agreement with Morocco (Front Polisario)<br><i>Information note for the Permanent Representatives Committee (Part 2)</i>                   | 5997/22<br>JUR |

**Institutional affairs**

- |     |   |  |
|-----|---|--|
| 15. | <b>Minutes of Council meetings</b><br><i>Approval</i> |  |
| (a) | ECOFIN on 7 December 2021                             | 14787/21 + ADD 1                                   |
| (b) | JHA on 9-10 December 2021                             | 14981/21 + ADD 1                                   |
| (c) | FAC on 13 December 2021                               | 15006/21 + ADD 1                                   |
| (d) | GAC on 14 December 2021                               | 15007/1/21 REV 1<br>+ REV 1 COR 1 +<br>ADD 1 REV 1 |

**Appointments**

- |     |  |                           |
|-----|--|---------------------------|
| 16. | A member (ES) of the Committee of the Regions<br><i>Adoption</i>                                 | 5889/22<br>5888/22<br>CDR |
| 17. | Eight members and nine alternate members (FR) of the Committee of the Regions<br><i>Adoption</i> | 5932/22<br>5927/22<br>CDR |



## **Other**

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|-----|--|--------------------------|
| 18. | Attendance of third parties at the United Nations Working Party meeting on 23 February 2022<br><i>Approval</i>                                     | 5549/1/22 REV 1<br>CONUN |
| 19. | Attendance of a third party at the meeting of the CONOP configuration on 22 February 2022<br><i>Approval</i>                                       | 6093/22<br>CONOP         |
| 20. | Attendance of a third party at the Working Party on External Aspects of Asylum and Migration (EMWP) meeting on 25 February 2022<br><i>Approval</i> | 5622/22<br>MIGR          |
| 21. | Attendance of third parties at the COTER meeting on 23 February 2022<br><i>Approval</i>  | 6122/22<br>COTER         |
| 57. | Attendance of a third party at a meeting of the members of the Political and Security Committee on 22 February 2022<br><i>Approval</i>             | 6268/22<br>COPS          |

## **Economic and Financial Affairs**

- |     |   |                                      |
|-----|---|--------------------------------------|
| 23. | Council's position on draft amending budget No 1 to the general budget 2022 (impact on the 2022 budget of the adjustment of the 2024-2027 MFF)<br><i>Adoption</i> | 6022/22<br>6023/22<br>5719/22<br>FIN |
| 24. | Decision on the mobilisation of the EGF (EGF/2022/000 TA 2022 – Technical assistance at the initiative of the Commission)<br><i>Approval</i>                      | 5874/22<br>5875/22<br>FIN            |
| 25. | Decision on the mobilisation of the EGF (EGF/2021/006 ES/Cataluña automotive)<br><i>Approval</i>  | 5871/22<br>5872/22<br>FIN            |
| 26. | Transfer No DEC 02/2022 (Section III – Commission)<br><i>Approval</i>   | 5873/22<br>5519/22<br>FIN            |
| 27. | Transfer No DEC 03/2022 (Section III – Commission)<br><i>Approval</i>   | 5876/22<br>5669/22<br>FIN            |

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|-----|---|-----------------------------------|
| 58. | Decision on providing macro-financial assistance to Ukraine<br><i>Adoption of the legislative act</i><br><i>Decision to derogate from the eight-week period provided for in Article 4 of Protocol 1 on the role of national parliaments in the EU</i> | 6201/22<br>PE-CONS 5/22<br>ECOFIN |
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### **General Affairs**

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|-----|--|---------------------------|
| 28. | Draft list of EU commitments for the Our Ocean Conference (Palau, 13-14 April 2022)<br><i>Approval</i> | 6062/1/22 REV 1<br>POLMAR |
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### **Justice and Home Affairs**

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|-----|---|---------------------------|
| 29. | Council Decision authorising the opening of negotiations with Iceland, Norway, Switzerland and Liechtenstein for the conclusion of agreements laying down supplementary rules with regard to the BMVI Fund<br><i>Adoption</i> | 5981/22<br>5909/22<br>JAI |
|-----|---|---------------------------|

### **Foreign Affairs**

- |     |  |                   |
|-----|--|-------------------|
| 30. | Common Military List of the European Union<br><i>Approval</i>  | 6044/22<br>COARM  |
| 31. | Declaration on privacy and the protection of personal data between the European Union and the countries of the Indo-Pacific<br><i>Approval of a non-binding instrument</i> | 6079/22<br>COASI  |
| 32. | Climate and Environment Charter for Humanitarian Organisations<br><i>Authorisation to sign a non-binding instrument</i>  | 6127/22<br>COHAFA |

#### **Statement by Poland**

"Poland understands wording "gender" as referring to "sex" in line with art. 10, art. 19 para 1 and art. 157 para 2 and 4 of the Treaty on the Functioning of the European Union."

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|-----|---|------------------------------|
| 33. | Council Conclusions extending and enhancing the implementation of the Coordinated Maritime Presences concept in the Gulf of Guinea<br><i>Approval</i> | 6082/22<br>6081/22<br>POLMIL |
| 34. | Conclusions on the implementation of the Coordinated Maritime Presences concept in the north-west of the Indian Ocean<br><i>Approval</i>              | 6076/22<br>6075/22<br>POLMIL |

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|-----|--|-----------------|
| 35. | Conclusions on EU climate diplomacy<br><i>Approval</i> | 6118/22<br>COPS |
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Statement by Poland

"Poland declares that 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 framework of the Polish national legal system in accordance with internationally binding human rights instruments and within the framework of fundamental values and principles of the European Union. For these reasons, in place where the "gender" refers to gender equality Poland will interpret it as an equality between women and men in accordance with Articles 2 and 3 of the Treaty on European Union and Articles 8 and 157 para 3 of the Treaty on the Functioning of the European Union."

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| 36. | Council Decision and Implementing Regulation concerning<br>restrictive measures in view of the situation in Belarus<br><i>Adoption</i>                           | 5979/22<br>5976/22<br>5978/22<br>CORLX            |
| 39. | Council Implementing Decision and Implementing Regulation<br>concerning restrictive measures in view of the situation in Syria<br>- delisting<br><i>Adoption</i> | 10416/21<br>10413/21<br>10411/21<br>CORLX         |
| 40. | Council Implementing Decision and Regulation concerning<br>restrictive measures against Syria<br><i>Adoption</i>   | 6114/22<br>6111/22<br>6113/22<br>CORLX            |
| 37. | Negotiation of an interim Economic Partnership Agreement with<br>Kenya – joint declaration<br><i>Approval</i><br><i>Decision to use the written procedure</i>    | 6142/22<br>6143/22<br>ACP                         |
| 59. | Council Decision, Implementing Regulation and Regulation<br>concerning restrictive measures in view of the situation in<br>Myanmar/Burma<br><i>Adoption</i>      | 5709/22<br>5700/22<br>5702/22<br>6258/22<br>CORLX |

## Other items

38. Re-opening of the 2008 security of information agreement between the EU and the European Space Agency 6073/22  
*Approval of a letter* CSC

### Statement by the Commission

"While the Commission can agree with reopening the security of information agreement (SIA) between the EU and the European Space Agency (ESA) for the purpose of bringing it up-to-date with the new rules in the area of information security, the Commission hereby wishes to put on record its interpretation of the wording 'to reflect the current relations between EU and ESA' cited as another reason for reopening the SIA (fifth paragraph of the draft letter to the High Representative).

The Commission can agree that the sentence in question calls for the inclusion into the negotiated SIA of clauses clarifying how classified information generated by ESA, notably in the context of the implementation of the EU Space Programme, is marked and handled as EU classified information (EUCI).

However, the Commission, as 'part of the EU' within the meaning of the SIA, is interpreting the sentence as not calling to include into the re-negotiated SIA a mandate to ESA to generate EUCI in the context of the Space Regulation. Indeed, that mandate can be based on a specific legal basis in appropriate instruments, such as the Financial Framework Partnership Agreement (FFPA) concluded with ESA for the implementation of the EU Space programme on the basis of the Commission's competences to execute the budget. In accordance with Article 40 TEU, it cannot be affected by the implementation of the Common Foreign Security Policy.

The Commission understands that the High Representative will be in charge of the negotiations where the agreement exclusively relates to CFSP. In accordance with Article 218 TFEU, the Commission is in the lead of the negotiations where the agreement relates principally to TFEU matters and where the CFSP elements are ancillary to the TFEU objectives."

## **COREPER (PART 1)**

### **Institutional affairs**

#### **Written questions**

45. Reply to question for written answer submitted to the Council by Members of the European Parliament  
*Adoption by silence procedure* 6077/22  
PE-QE
- Clare Daly (The Left) 5603/22  
‘Development of a common position on reform of European Patent Office governance, in particular the system of legal protection for staff’
46. **Minutes of Council meetings**  
*Approval*
- (a) Employment, Social Policy, Health and Consumer Affairs Council, 6 and 7 December 2021 14785/1/21 REV 1  
+ ADD 1
- (b) Agriculture and Fisheries Council, 12 and 13 December 2021 15005/21 + COR 1  
+ ADD 1
- (c) Environment Council, 20 December 2021 15207/21 + ADD 1

#### **Appointments**

47. Renewal of the Advisory Committee on Safety and Health at Work 2022-2025 6086/1/22 REV 1  
5379/1/22 REV 1  
*Adoption* SOC
48. One member (HR) of the Advisory Committee for the Coordination of Social Security Systems 5883/22  
*Adoption* SOC
49. One alternate member (HR) of the Advisory Committee for the Coordination of Social Security Systems 5885/22  
*Adoption* SOC
50. One member (AT) of the Advisory Committee for the Coordination of Social Security Systems 6097/22  
*Adoption* SOC

## **Other**

51. Attendance of third parties at meetings of the Working Party on Animals and Veterinary Questions (Chief Veterinary Officers) during the first half of 2022  
*Approval* 6067/22  
VETER

## **EU positions for international negotiations**

52. Council Decision on the EU position at the 225th session of the ICAO Council (Montreal, 21 February to 18 March 2022)  
*Decision to use the written procedure for the adoption* 5749/22  
5751/22  
AVIATION

## **Internal Market and Industry**

53. Work programme of the Working Party on Competitiveness and Growth (High Level)  
*Approval* 6006/22  
COMPET

## **Transport**

54. High-level agreement between the EU and the Western Balkan partners (TEN-T Regulation)  
*Authorisation to negotiate a non-binding instrument* 6051/22 + COR 1  
TRANS

## **Telecommunications**

55. Digital partnerships with Japan, the Republic of Korea and Singapore  
*Authorisation to negotiate non-binding instruments* 5862/22  
TELECOM

## **Agriculture**

56. Conclusions on the EU's commitment to an ambitious Codex Alimentarius fit for the challenges of today and tomorrow  
*Approval* 6028/22 + ADD 1  
AGRI