



Brussels, 2 October 2019
(OR. en)

12665/19
CRS CRP 31

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
18 and 19 September 2019

I. Adoption of the agenda

12170/19 OJ CRP1 31 + COR 1
12223/1/19 REV 1 OJ CRP2 31

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)

Environment

2. Meeting of the Council (Environment) on 4 October 2019: Agenda

The Presidency presented the main points on the agenda.

Competitiveness

3. Meeting of the Council (Competitiveness (Internal Market, Industry, Research and Space)) on 26 and 27 September 2019: Preparation

Internal Market and Industry

1. Developing our economic base: 11965/19
- a) Vision for a long-term strategy on sustainable growth
Presentation by the Presidency
 - b) Competitiveness "check-up"
Presentation by the Commission
Policy debate

The Committee prepared these items for the Council.

Research

2. Developing our economic base: Vision for a long-term strategy on sustainable growth 11965/19
Policy debate

The Committee prepared this item for the Council.

3. Horizon Europe Package: Synergies with other programmes 12043/19
Policy debate

The Committee prepared this item for the Council.

Internal Market and Industry

4. Appointment of the Deputy Executive Director of the European Union Intellectual Property Office (EUIPO) 11931/19
Examination of the candidatures

The Committee agreed to recommend to the Council to appoint Mr Andrea Di Carlo as Deputy Executive Director of the European Intellectual Property Office.

COREPER (PART 2)

Economic and Financial Affairs

21. Meeting of the Council (Economic and Financial Affairs) on
10 October 2019: Agenda

The Presidency presented the main items on the agenda. France requested the inclusion of an item on the Capital Markets Union.

Justice and Home Affairs

23. Appointment of the European Chief Prosecutor (EPPO)

On behalf of the trio designated by the Committee, the Presidency reported to the Committee of the state of play in the discussions with the EP, explaining that no agreement could be found with the representatives of the EP. As a next step in the internal process, the Committee agreed, by a simple majority of the participating Member States' representatives, to hold an indicative secret ballot to assess possible flexibility in the Council's position. In the said indicative ballot, 17 of the 22 participating Member States' representatives agreed on such flexibility by supporting the appointment of Ms Kövesi as European Chief Prosecutor. The Presidency will inform the EP of the results of the indicative ballot and will propose the appropriate next steps in the Council for the adoption of the relevant appointment decision.

Joint statement by Spain and Italy

"Spain and Italy have strongly supported the establishment of the European Public Prosecutor's Office as a decisive step towards European integration and the reinforcement of our common area of freedom, security and justice.

The Chief Prosecutor, appointed by common accord between the Parliament and the Council, is a core element in building an independent and reliable institution. For this reason, the procedure of appointment, as a whole, starting with the decisions of the Selection Panel, must be flawless and beyond reproach.

At a very early stage, we have found causes of concern regarding the reduced number of selected candidates and the transparency of the selection process.

In order to ensure the transparency of the appointment, COREPER first discussed and adopted Rules on the internal process within the Council on February 15th. Only afterwards did an indicative vote take place.

Today, COREPER has been confronted with a voting procedure urged by the Presidency without proper discussion. A simple yes/no vote on the candidate proposed by Parliament has replaced a vote on the three candidates submitted by the Selection Panel. Consequently, the options at the disposal of the Council have been *de facto* reduced.

Spain and Italy do not put into question the merits of any candidate, all of them outstanding. Whomever may be finally appointed, Spain and Italy will do their best to contribute to the EPPO success.

However, Spain and Italy regret that urgency has trumped sound and transparent procedures and that the Council's negotiating prerogatives have been seriously undermined."

22. Meeting of the Council (Justice and Home Affairs) on
7-8 October 2019: Agenda

The Presidency presented the main items on the agenda.

General Affairs

19. Meeting of the Council (General Affairs) on
16 September 2019: Follow-up

The above-mentioned item was withdrawn.

20. Openness and Transparency - Finland's Presidency
Information from the Presidency

11999/19

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

IV. Any other business

COREPER (PART 1)

Communication on the 2019 UN Climate Action Summit
Information from the Commission

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

COREPER (PART 2)

Communication on the 2019 UN Climate Action Summit

The Committee took note of the presentation by the Commission.

EU-China relations

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

"I" items approved**COREPER (PART 1)****Institutional Affairs****Written questions**

5. Replies to questions for written answer submitted to the Council by Members of the European Parliament
Adoption by silence procedure

12129/19
PE-QE

Christophe Grudler (Renew), Pascal Durand (Renew), Catherine Chabaud (Renew), Sylvie Brunet (Renew), Frédérique Ries (Renew), Nathalie Loiseau (Renew), Stéphane Bijoux (Renew), Olivier Chastel (Renew), Chrysoula Zacharopoulou (Renew), Marie-Pierre Vedrenne (Renew), Pierre Karleskind (Renew), Jérémy Decerle (Renew), Carmen Avram (S&D), Tiziana Beghin (NI), Sophia in 't Veld (Renew), Molly Scott Cato (Verts/ALE), Joachim Schuster (S&D), Judith Bunting (Renew), Niklas Nienaaß (Verts/ALE), Bettina Vollath (S&D), Pascal Arimont (PPE), Andrus Ansip (Renew), Catherine Rowett (Verts/ALE), Eleonora Evi (NI), Anja Hazekamp (GUE/NGL), Martin Buschmann (GUE/NGL), Karen Melchior (Renew), Hilde Vautmans (Renew), Younous Omarjee (GUE/NGL), Anna Julia Donáth (Renew), Jadwiga Wiśniewska (ECR), Valerie Hayer (Renew), Stelios Kouloglou (GUE/NGL), Naomi Long (Renew), Alexandra Louise Rosenfield Phillips (Verts/ALE), Javier Nart (Renew), Karin Karlsbro (Renew), Piernicola Pedicini (NI), Johan Van Overtveldt (ECR), Romana Tomc (PPE), Demetris Papadakis (S&D), Clare Daly (GUE/NGL), Gwendoline Delbos-Corfield (Verts/ALE), Christophe Hansen (PPE) and Gina Dowding (Verts/ALE)
'EU must protect African elephants'

11537/19

6. **Minutes of Council Meetings**
Approval

EPSCO 13-14.06.2019

10360/1/19 REV 1
+ COR 1

Judicial Affairs

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|----|---|-------------------------|
| 7. | Case C-611/17 Italy v Council of the EU
<i>Information note for the Permanent Representatives Committee (Part 1)</i> | 11942/19
JUR |
| 8. | Cases T-344/19 and T-356/19 (Front Polisario v Council)
<i>Information note for the Permanent Representatives Committee (Part 1)</i> | 12095/1/19 REV 1
JUR |
| 9. | Cases T-344/19 and T-356/19 (Front Polisario v Council)
<i>Authorisation to produce a copy of or an extract from a Council document for use in legal proceedings</i> | 12101/19
JUR |

Transport

- | | | |
|-----|---|----------------------|
| 10. | Preparation of the 40th ICAO Assembly
(Montreal, 24 September - 4 October 2019)
Environmental protection
<i>Endorsement</i> | 11887/19
AVIATION |
| 11. | Brexit contingency proposal on the periods of application of Regulation (EU) 2019/501 and Regulation (EU) 2019/502
<i>Approval of the Commission proposal text</i> | 12097/19
TRANS |

Research

- | | | |
|-----|---|------------------|
| 12. | Regulation of the European Parliament and of the Council on the European Institute of Innovation and Technology (recast)
<i>Decision to consult an institution or body</i> | 12017/19
RECH |
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Sport

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| 13. | Preparations for WADA meetings
<i>Endorsement</i> | 12042/19
SPORT
DOPAGE |
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Delegated or Implementing Acts

Internal Market and Industry

- | | | |
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| 14. | Annexes to the Commission Regulation (EU) .../... amending and correcting Annexes II, III and V to Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products
<i>Decision not to oppose adoption</i> | 11615/19
11584/19 + ADD 1
MI |
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Transport

15. Commission Delegated Directive (EU) .../... of 2.8.2019 supplementing Directive (EU) 2017/2397 of the European Parliament and of the Council as regards the standards for competences and corresponding knowledge and skills, for the practical examinations, for the approval of simulators and for medical fitness
Delegated act - Decision to request an extension of the time-limit
- 12096/19
11607/19 + ADD 1
TRANS

Health

16. Commission Regulation (EU) .../... of XXX amending Regulation (EC) No 1881/2006 as regards maximum levels of citrinin in food supplements based on rice fermented with red yeast *Monascus purpureus*
Decision not to oppose adoption
- 12004/19
11213/19 + ADD 1
DENLEG
17. Commission Regulation (EU) .../... of XXX amending and correcting Regulation (EC) 1881/2006 as regards maximum levels of erucic acid and hydrocyanic acid in certain foodstuffs
Decision not to oppose adoption
- 12010/19
11256/19 + ADD 1
DENLEG

Environment

18. Commission Decision (EU) .../... of XXX on the sectoral reference document on best environmental management practices, sector environmental performance indicators and benchmarks of excellence for the waste management sector under Regulation (EC) No 1221/2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS)
Decision not to oppose adoption
- 11978/19
11370/19 + ADD 1
ENV

COREPER (PART 2)

Judicial Affairs

24. Cases before the General Court of the European Union
T-466/19 (Société générale and Others v. Single Resolution Board)
T-467/19 (BNP Paribas and Others v. Single Resolution Board)
T-468/19 (Confédération nationale du Crédit mutuel and Others v. Single Resolution Board)
T-488/19 (Crédit agricole SA and Others v. Single Resolution Board)
T-489/19 (BPCE and Others v. Single Resolution Board)
Information note for the Permanent Representatives Committee (Part 2)
- 11966/19
JUR

Institutional Affairs

Appointments

25. A member (EL) of the Committee of the Regions
Adoption
- 11840/19
11839/19
CDR
26. Four members (MT) of the Committee of the Regions
Adoption
- 11893/19
11890/19
CDR
27. An alternate member (DE) of the Committee of the Regions
Adoption
- 11976/19
11975/19
CDR
28. An alternate member (DK) of the Committee of the Regions
Adoption
- 11986/19
11984/19
CDR

Transparency

29. Public access to documents
Confirmatory application No 21/c/01/19
Adoption
- 11334/19
INF
API
30. Public access to documents
Confirmatory application No 23/c/01/19
Adoption
- 11430/19
INF
API

Economic and Financial Affairs

- | | | |
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| 31. | Council Implementing Decision authorising Portugal to apply the reverse charge mechanism to certain wood supplies
<i>Adoption</i> | 11496/19
11424/19
FISC |
| 32. | Council Implementing Decision authorising Romania to continue to apply the reverse charge mechanism to supplies of certain wood products
<i>Adoption</i> | 11498/19
11426/19
FISC |
| 33. | Council Implementing Decision authorising Poland to extend the limitation of the VAT deduction for certain vehicles
<i>Adoption</i> | 11499/19
11427/19
FISC |

Foreign Affairs

- | | | |
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| 34. | EU-Japan Partnership on Sustainable Connectivity and Quality Infrastructure - Authorisation for signature
<i>Approval</i> | 12157/19
COASI |
| 35. | Syria restrictive measures - draft reply to delisting request
<i>Approval</i> | 12166/19
CORLX |
| 36. | Restrictive measures Burundi - pre-notifications
<i>Adoption</i> | 12167/19
CORLX |
| 37. | Council Implementing Decision and Regulation concerning restrictive measures against the Central African Republic - UN update
<i>Adoption</i> | 12142/19
12083/19 + ADD 1
12085/19 + ADD 1
CORLX |
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