

Brussels, 25 October 2022
(OR. en)

14029/22
CRS CRP 39

SUMMARY RECORD
PERMANENT REPRESENTATIVES COMMITTEE
5 and 7 October 2022

I. Adoption of the agenda

13036/1/22 REV 1 OJ CRP1 34
13101/1/22 REV 1 OJ CRP2 34 COMIX 452

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)

WEDNESDAY 5 OCTOBER 2022

Internal Market and Industry

2. Regulation amending Regulation (EU) No 1025/2012 as regards 12897/22
the decisions of European standardisation organisations
concerning European standards and European standardisation
deliverables
Preparation for the trilogue

The Committee agreed on a revised mandate for the forthcoming trilogue.

Fisheries

3. Regulation amending Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013, as regards restrictions to the access to Union waters
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 29 September 2022.

Environment

4. Regulation concerning batteries and waste batteries, repealing Directive 2006/66/EC and amending Regulation (EU) No 2019/1020
Preparation for the trilogue 12853/22

The Committee agreed on a revised mandate for the forthcoming trilogue.

5. Meeting of the Council (Environment) on 24 October 2022: Agenda

The Presidency presented the main items on the agenda.

The Committee agreed to the presence of Basile van Havre, co-chair of the CBD Open-ended Working Group, for the item on the COP15 Council Conclusions.

6. Fit for 55 package: ETS revision 12846/22
 - a) Revision of Directive 2003/87/EC establishing a scheme for greenhouse gas emission allowance trading (ETS) 12846/22 ADD 1
 - b) Revision of Decision (EU) 2015/1814 (market stability reserve) 12846/22 ADD 2*Preparation for the trilogue*

The Committee agreed on a revised mandate for the forthcoming trilogue.

7. Revision of Regulation (EU) 2018/842 on binding annual greenhouse gas emission reductions by Member States from 2021 to 2030 (ESR) 12854/22
Preparation for the trilogue

The Committee agreed on a revised mandate for the forthcoming trilogue.

FRIDAY 7 OCTOBER 2022

Telecommunications

8. Conclusions on ICT supply chain security 12892/22
Preparation for the approval

The Committee prepared this item for approval.

Environment

9. Regulation establishing a Social Climate Fund 12867/22
Preparation for the trilogue

The Committee agreed on a revised mandate for the forthcoming trilogue.

Fisheries

10. Regulation amending various Regulations as regards fisheries 12918/22
control 12919/22
Preparation for the trilogue

The Committee agreed on a revised mandate for the forthcoming trilogue.

Agriculture and Fisheries

11. Meeting of the Council (Agriculture and Fisheries) on 17 and 18 October 2022: Preparation

Council Regulation fixing for 2023 the fishing opportunities 12874/22
applicable in the Baltic Sea 11877/22 + ADD 1
Political agreement

The Committee prepared this item for the Council meeting.

The Committee agreed to take an AOB item requested by France and Germany in public session.

Employment and Social Policy

12. Directive on binding pay transparency measures
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 6 October 2022.

Energy

13. Revision of the Energy Efficiency Directive (recast)
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 6 October 2022.

14. Revision of the Renewable Energy Directive
Presidency debriefing on the outcome of the trilogue

The Presidency debriefed on the trilogue which took place on 6 October 2022.

Transport, Telecommunications and Energy

15. Meeting of the Council (Transport, Telecommunications and Energy) on 25 October 2022:
Agenda

The Presidency presented the main items on the agenda.

COREPER (PART 2)

WEDNESDAY 5 OCTOBER 2022

General Affairs

33. Preparation of Prague leaders meetings on 6-7 October 2022
Exchange of views

The Committee took note of the information provided by the Cabinet of the President of the European Council and held an exchange of views.

34. Meeting of the Council (General Affairs) on 18 October 2022:
Preparation

- a) Rule of law in Poland/Article 7(1) TEU reasoned proposal
State of play

The Committee prepared this item for the Council meeting.

- b) Other items in connection with the Council meeting

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

35. Debriefing from recent trilogues
Information from the Presidency

The Presidency debriefed about the outcome of two trilogues, firstly on European political parties and foundations which took place on 29 September 2022 and secondly, on the carbon border adjustment mechanism (CBAM) which took place on 4 October 2022.

Foreign Affairs

36. EU-ASEAN Summit (Brussels, 14 December 2022): draft joint
Leaders Statement
Exchange of views

The Committee held an exchange of views on the draft joint statement and took note of the update on the preparations of the summit.

37. Russia's Aggression against Ukraine

- a) Council Decision and Regulation concerning restrictive measures in response to the recognition of the non-government controlled areas of Donetsk and Luhansk oblasts of Ukraine and the ordering of Russian armed forces into those areas
Approval
Decision to use the written procedure for the adoption 12802/22
12799/22
12801/22
- b) Council Decision and Regulation concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine
Approval
Decision to use the written procedure for the adoption 12826/22
12823/22
12825/22
- c) Council Decisions, Regulation and Implementing Regulation concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine
Approval
Decision to use the written procedure for the adoption 12959/22
12767/22
12769/22
12958/22

The Committee confirmed its agreement on the text and decided to use the written procedure for its adoption.

Economic and Financial Affairs

38. Meeting of the Council (Economic and Financial Affairs) on 4 October 2022: Follow-up

The Committee took note of the main outcomes of the Council meeting.

39. Protection of the Union budget against breaches of the principles of the rule of law in Hungary: extension of the one-month period *Exchange of views* 12694/22

The Committee took note of the information provided by the Commission and the Hungarian delegation, held an exchange of views and agreed to submit this item to the Council for approval as an A item.

Justice and Home Affairs

40. Meeting of the Council (Justice and Home Affairs) on
13-14 October 2022: Preparation

- a) Revision of Directive 2008/99/EC on the protection of the environment through criminal law 12835/22 + COR 1
Progress report

The Committee prepared this item for the Council meeting.

- b) European Public Prosecutor's Office (EPPO) 12672/22
State of play

The Committee prepared this item for the Council meeting.

- c) Possible war crimes in Ukraine and the fight against impunity 12838/22
State of play

The Committee prepared this item for the Council meeting and agreed to change the title on the Council agenda.

- d) Judicial training and its impact on access to justice in the context of Rule of Law 12934/22
Exchange of views

The Committee prepared this item for the Council meeting.

- e) Upholding fundamental rights in times of crises 12965/22
Exchange of views with the Director of the Fundamental Rights Agency (FRA)

The Committee prepared this item for the Council meeting.

- f) Multiannual strategic policy cycle for European Integrated Border Management (EIBM): conclusions 12430/22
Approval

The Committee prepared this item for the Council meeting.

- g) Other items in connection with the Council meeting

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

IV. Any other business

FRIDAY 7 OCTOBER 2022

COREPER (PART 1)

Preparation of the 45th GFCM Annual session – European eel in the Mediterranean Sea
Information from the French delegation

The Committee took note of the information provided by the French delegation.

COREPER (PART 2)

EU Israel data exchange

The Committee took note of the information provided by the Council Legal Service.

Signing of MoU on hydrocarbons between Libya and Turkey

The Committee took note of the information provided by the Greek delegation.

"I" items approved

COREPER (PART 1)

WEDNESDAY 5 OCTOBER 2022

Institutional Affairs

Written questions

16. Reply to a question for written answer submitted to the Council by Members of the European Parliament
Adoption by silence procedure 12907/22
PE-QE

Lars Patrick Berg (ECR) 12280/22
"German gas storage facility in Austria"

Appointments

17. One member (AT) of the Advisory Committee for the Coordination of Social Security Systems
Adoption 12651/22
SOC

18. One alternate member (AT) of the Advisory Committee for the Coordination of Social Security Systems
Adoption 12772/22
SOC

19. One member (HR) of the Management Board of the European Foundation for the Improvement of Living and Working Conditions
Adoption 12649/22
SOC

20. One alternate member (HR) of the Management Board of the European Foundation for the Improvement of Living and Working Conditions
Adoption 12650/22
SOC

21. One alternate member (PT) of the Management Board of the European Centre for the Development of Vocational Training
Adoption 12920/22
SOC

Other

22. Attendance of third parties at the meeting of Education Committee on 12 October 2022
Approval 12842/22
EDUC

Judicial Affairs

23. Case T-331/22 (Nederlandse Vereniging Omwonenden Windturbines (NLVOW) v European Commission)
Information note 12858/22
JUR
24. Case T-344/22 (Stichting Nationaal Kritisch Platform Windenergie v European Commission)
Information note 12859/22
JUR
25. Case T-345/22 (Stöttingfjällets Miljöskyddsförening v European Commission)
Information note 12860/22
JUR
26. Case T-346/22 (Föreningen Svenskt Landskapsskydd v European Commission)
Information note 12861/22
JUR

EU positions for international negotiations

27. Council Decision on the EU position within the Central Commission for the Navigation of the Rhine on the adoption of standards concerning inland navigation vessels and river information services
Adoption 12628/22
12317/22
MAR

Research

28. Conclusions on Widening measures in Horizon 2020 (CoA SR N° 15/2022)
Approval 12762/22
RECH

Agriculture

29. Council Decision on the conclusion of the VPA with Guyana on forest law enforcement, governance and trade in timber products
Agreement in principle
Request for the consent of the European Parliament
- 12803/22 + ADD 1
9272/22
9271/22
FORETS

Statement by Hungary

“Hungary recognizes 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 the international law. Furthermore, 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 reference to ‘sex’ in the Annex to the Proposal for a Council Decision on the signing, on behalf of the Union, of the Voluntary Partnership Agreement between the European Union and the Co-operative Republic of Guyana on forest law enforcement, governance and trade in timber products to the European Union, as well as in the Annex to the Proposal for a Council Decision on the conclusion of the Voluntary Partnership Agreement between the European Union and the Co-operative Republic of Guyana on forest law enforcement, governance and trade in timber products to the European Union.”

30. Council Decision on the signing of the VPA with Guyana on forest law enforcement, governance and trade in timber products
Adoption
- 12803/22 + ADD 1
9086/22
9271/22
FORETS

Statement by Hungary

“Hungary recognizes 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 the international law. Furthermore, 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 reference to ‘sex’ in the Annex to the Proposal for a Council Decision on the signing, on behalf of the Union, of the Voluntary Partnership Agreement between the European Union and the Co-operative Republic of Guyana on forest law enforcement, governance and trade in timber products to the European Union, as well as in the Annex to the Proposal for a Council Decision on the conclusion of the Voluntary Partnership Agreement between the European Union and the Co-operative Republic of Guyana on forest law enforcement, governance and trade in timber products to the European Union.”

Environment

31. Green Alliance with Norway
Authorisation to negotiate an NBI
- 12723/1/22 REV 1
CLIMA

FRIDAY 7 OCTOBER 2022

Institutional Affairs

Other

69. Attendance of a third party at the Social Question Working Party on 10 October 2022
Approval 13129/22
SOC

Foreign Affairs

32. PSC Decision EUTM RCA/3/2022 - appointment of the EU Mission Force Commander
Decision to publish in the Official Journal 13006/22
12979/22
PSC DEC

COREPER (PART 2)

WEDNESDAY 5 OCTOBER 2022

Institutional Affairs

Appointments

41. One member (CZ) of the Committee of the Regions
Adoption 12792/22
12791/22
CDR

Other

42. Attendance of a third party at the Working Party on
Development Cooperation and International Partnerships on
6 October 2022 12881/22
Approval DEVGEN
43. Attendance of a third party at the Working Party on Dual Use
Goods on 12 October 2022 12887/22
Approval COMER
44. Attendance of third parties at the Non-proliferation and
disarmament (CONOP) subgroup of the Working Party on
Non-Proliferation and Arms Exports on 13 October 2022 12988/22
Approval CONOP
45. Attendance of third parties at the Conventional arms exports
(COARM) subgroup of the Working Party on Non-Proliferation
and Arms Exports on 14 October 2022 12889 /22
Approval COARM
46. Attendance of third parties at the Law Enforcement Working
Party on 19 October 2022 12955/22
Approval ENFOPOL
47. Attendance of a third party at the Law Enforcement Working
Party (Police) on 3 November 2022 12156/22
Approval ENFOPOL

Economic and Financial Affairs

48. Regulation on Markets in Crypto-assets (MiCA)
*Confirmation of the final compromise text with a view to
agreement* 12932/22
12933/22 + ADD 1
EF

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| 49. | Regulation on information accompanying transfers of funds and certain crypto-assets (recast)
<i>Confirmation of the final compromise text with a view to agreement</i> | 12995/22
12996/22
EF |
| 50. | Conclusions on ECA SR No 17/2022 on external consultants at the European Commission
<i>Approval</i> | 12929/22
FIN |
| 51. | ECA SR No 21/2022 on the Commission's assessment of national recovery and resilience plans
<i>Designation of a Working Party</i>
<i>Attendance of the European Court of Auditors at the Working Party meeting</i> | 12986/22
FIN |
| 52. | OLAF's 2021 report: outcome of proceedings
<i>Endorsement</i> | 12960/22
GAF |
| 53. | OLAF Supervisory Committee's 2021 activity report: outcome of proceedings
<i>Endorsement</i> | 12962/22
GAF |

General Affairs

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| 54. | European Ombudsman: consultation on Implementing Provisions
<i>Approval of a letter</i> | 12784/22
12482/1/22 REV 1
12435/22
OMBUDS |
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Justice and Home Affairs

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| 55. | Conclusions on the vision of the European Forensic Science Area 2.0 (EFSA 2.0)
<i>Approval</i> | 12154/22
ENFOPOL |
| 56. | Schengen Council cycle April 2022 - March 2023
<i>Approval</i> | 12522/22
SCH-EVAL |

Foreign Affairs

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| 57. | Council Decision, Regulation and Implementing Regulation concerning restrictive measures in view of the situation in Nicaragua: review
<i>Adoption</i> | 12470/22
12467/22
12469/22
12474/22
CORLX |
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58.	Council Decision on a European Union military mission to contribute to the training of the Malian Armed Forces (EUTM Mali) <i>Adoption</i>	12489/22 12488/22 CORLX
59.	Council Decision and Implementing Regulation concerning restrictive measures against the proliferation and use of chemical weapons: review <i>Adoption</i>	12592/22 12589/22 12591/22 CORLX
60.	Council Decision concerning restrictive measures against ISIL (Da'esh) and Al-Qaeda and persons, groups, undertakings and entities associated with them - review <i>Adoption</i>	12595/1/22 REV 1 12605/22 12594/22 CORLX
68.	Council Implementing Decision and Implementing Regulation concerning restrictive measures in view of the situation in Yemen - UN transposition <i>Decision to use the written procedure for the adoption</i>	12928/22 12924/22 + ADD1 12927/22 + ADD1 CORLX
61.	Memoranda of Understanding on Forest Partnerships <i>Authorisation to sign an NBI</i>	12862/22 DEVGEN
62.	Framework Agreement on Comprehensive Partnership and Cooperation between the EU and Thailand	12575/22 COASI
a)	Council Decision on the signing <i>Adoption</i>	11909/22 11910/22
b)	Council Decision on the conclusion <i>Request for the consent of the European Parliament</i>	11908/22 11910/22

Statement by Poland

“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. For these reasons, the expression ‘gender equality’ will be interpreted by Poland as referring to women and men, in accordance with Article 2 and 3 of the Treaty on European Union and Article 8 and 157 para. 3 of the Treaty on the Functioning of the European Union. In connection with the above, the remaining expressions containing the term ‘gender’ will be interpreted by Poland as ‘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.”

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| 63. | Framework Agreement on Partnership and Cooperation between the EU and Malaysia | 12585/22
COASI |
| a) | Council Decision on the signing
<i>Adoption</i> | 11715/22
11732/22 |
| b) | Council Decision on the conclusion
<i>Request for the consent of the European Parliament</i> | 11714/22
11732/22 |

Statement by Poland

“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. For these reasons, the expression ‘gender equality’ will be interpreted by Poland as referring to women and men, in accordance with Article 2 and 3 of the Treaty on European Union and Article 8 and 157 para. 3 of the Treaty on the Functioning of the European Union. In connection with the above, the remaining expressions containing the term ‘gender’ will be interpreted by Poland as ‘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.”

EU positions for international negotiations

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| 66. | Council Decision on the EU position within the EU-Korea FTA Trade Committee
<i>Adoption</i> | 12334/22 + ADD 1
12335/22 + ADD 1
POLCOM |
| 67. | Council Decision on the EU position in the EU-SADC EPA Special Committee on GIs and Trade in Wines and Spirits
<i>Adoption</i> | 12834/22
12562/22 + ADD 1
ACP |

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The following items were withdrawn:

Foreign Affairs

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| 64. | (poss.) Union for the Mediterranean (UfM) Ministerial on strengthening the role of women in society
<i>Authorisation to sign an NBI</i> | 12871/22
MAMA |
| 65. | Iran restrictive measures - coordination with third countries
<i>Approval</i> | 13034/22
MAMA |