



Council of the
European Union

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Eingelangt am 05/10/23

Brussels, 5 October 2023
(OR. en)

13155/23

Interinstitutional File:
2023/0809(NLE)

INST 349

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Council Decision taken by common accord with the President of the Commission appointing a Member of the European Commission – Adoption

1. In accordance with the second paragraph of Article 246 of the Treaty on the Functioning of the European Union: "A vacancy caused by resignation, compulsory retirement or death shall be filled for the remainder of the Member's term of office by a new Member of the same nationality appointed by the Council, by common accord with the President of the Commission, after consulting the European Parliament and in accordance with the criteria set out in the second subparagraph of Article 17(3) of the Treaty on European Union."
2. In a letter dated 22 August 2023, Ms Ursula VON DER LEYEN, President of the Commission, informed the Council that Mr Frans TIMMERMANS had resigned from his post as a Member of the Commission¹.

¹ 12428/23.

3. On 31 August 2023, the Government of the Kingdom of the Netherlands nominated Mr Wopke HOEKSTRA for the vacant post².
4. On 8 September 2023, the Council decided to consult the European Parliament on the appointment of Mr HOEKSTRA to the position of a Member of the European Commission.
5. The European Parliament delivered its opinion on 5 October 2023.
6. In reply to the letter by the Presidency of the Council of 5 October 2023³, on the same day, the President of the Commission notified her accord on the appointment of Mr HOEKSTRA as Member of the European Commission⁴.
7. In view of the above, the Permanent Representatives Committee is therefore invited to confirm its agreement on the Decision set out in document 13154/23 and to suggest that the Council adopt that Decision as an 'A' item at a forthcoming meeting.

² 12603/23.
³ 13332/23.
⁴ 13333/23.